

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF CHATHAM COUNTY, GEORGIA, HELD ON FRIDAY, FEBRUARY 25, 2011, IN THE COMMISSION MEETING ROOM ON THE SECOND FLOOR OF THE CHATHAM COUNTY COURTHOUSE, LEGISLATIVE AND ADMINISTRATIVE BUILDING, 124 BULL STREET, SAVANNAH, GEORGIA.

I. CALL TO ORDER

Chairman Pete Liakakis called the meeting to order at 9:36 a.m. on Friday, February 25, 2011.

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II. INVOCATION

Commissioner James Holmes gave the Invocation.

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III. PLEDGE OF ALLEGIANCE

Commissioner Patrick Shay led the Pledge of Allegiance to Flag of the United States of America.

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Chairman Liakakis said, I call on Janice, our interim temporary County Clerk for the roll call, please.

IV. ROLL CALL

The Clerk called the roll.

Present: Pete Liakakis, Chairman
 Dr. Priscilla D. Thomas, Vice Chairman, District Eight
 Helen L. Stone, Chairman Pro Tem, District One
 James J. Holmes, District Two
 Patrick Shay, District Three
 Patrick K. Farrell, District Four
 David M. Gellatly, District Six
 Dean Kicklighter, District Seven

Absent: Harris Odell, Jr., District Five

Also present: R. E. Abolt, County Manager
 R. Jonathan Hart, County Attorney
 Janice Bocook, Temporary County Clerk

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Chairman Liakakis said, I call – I ask someone to make a motion, please. Commissioner Harris Odell is a little under the weather today, to make a motion to excuse him from the meeting.

Commissioner Stone said, so moved, Mr. Chairman.

Commissioner Thomas said, second.

Chairman Liakakis said, we have a motion on the floor and a second to excuse Commissioner Harris Odell. Let’s go on the board. Motion passes.

ACTION OF THE BOARD:

Commissioner Stone made a motion to excuse Commissioner Harris Odell from the Commission Meeting. Commissioner Thomas seconded the motion and it carried unanimously.

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CHATHAM YOUTH COMMISSION

Chairman Liakakis said, what I'd like to do right now is introduce Youth Commissioners – Chatham County Youth Commissioners who are here today. On my far left is Nikkia McNeal, who is representing Johnson High School. Then Robert LaGuerre – Robin LaGuerre, who is the Beach High School representative, and Brittany Miller, who is representing the Savannah Arts Academy. Nice to have the three of you here today.

And out in our audience too, I see, we've got some ones that have come from one of the top schools in America here, Savannah College of Art and Design, and we can see back there on the third row a number of the students that are in SCAD's news writing and editing class, and of course, Professor Beth Concepcion is the professor for that particular department. We're glad to have you all here today and appreciate you coming, and I hope that maybe someday you learn something from what's going on here and in your classes that you might want to run for political office at some point. All right.

Commissioner Farrell said, Mr. Chairman?

Chairman Liakakis said, yes?

Commissioner Farrell said, you – you forgot to mention that Eric has a – had a little worried look when you were introducing all these new journalists out there.

Chairman Liakakis said, no, Eric does a – a good job, and if they need anybody additional, one of those members there could work at, you know, local news media and all.

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V. PROCLAMATIONS AND SPECIAL PRESENTATIONS

Chairman Liakakis said, there are no Proclamations and Special Presentations today.

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VI. CHAIRMAN'S ITEMS

- 1. SET BOARD BUDGET GOAL SESSION AND RETREAT. (ALSO NOTE, THERE IS A REQUEST FOR A SEPARATE RETREAT TO DISCUSS CHATHAM AREA TRANSIT AUTHORITY BUDGET AND SERVICE PROGRAM).**

Chairman Liakakis said, under the Chairman's budget goal and session and retreat, and we also have a request for a separate retreat with Chatham Area Transit Authority, and we'll have Chad to give us those dates so it won't interfere with him, and we'll get that to you. But, what I'd like to do at this particular point to put in on a – let me get that date here, just a moment. In March for that particular meeting to have it on the 23rd or 24th of – of March. So, right now the first choice is the 28th, and we will be having our retreat over at the Trade Center.

Commissioner Shay said, which date, sir, did you prefer?

Commissioner Stone said, which date?

Chairman Liakakis said, well, I said –

Commissioner Farrell said, the 23rd or the 24th.

Chairman Liakakis said, the 28th, unless we have some conflicts.

Commissioner Stone said, I can't. The 23rd or 24th?

Chairman Liakakis said, 23rd, I said – I meant, or the 24th. Do we – any conflicts on the 24th?

Commissioner Thomas said, of what date – of what month?

Commissioner Farrell said, March.

Chairman Liakakis said, March, March, excuse me.

Commissioner Thomas said, March.

Commissioner Kicklighter said, I am scheduled on the 23rd to speak with the Pooler Rotary Club, so the 24th would be better for me.

Commissioner Stone said, the 24th is fine.

Chairman Liakakis said, okay, the 24th. Any problems with the 24th? Okay, so we'll start then on the 24th at 10:00 a.m. at the Trade Center. And then we'll have one of the assistants to call and see about that – also the retreat for the Chatham Area Transit Authority for our bus system for their budget and service proposals.

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VII. COMMISSIONERS' ITEMS

None.

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VIII. TABLED/RECONSIDERED ITEMS

<p>Unless action is contemplated at today's meeting, staff report and file material has not been duplicated in your agenda packet. The files are available from the Clerk. Those on which staff is requesting action are indicated by asterisk (*).</p>

1. **BOARD CONSIDERATION OF A WATER AND SEWER BILLING ADJUSTMENT OF \$140.40 FOR MS. HELEN BEASLEY, 32 TARA COURT. STAFF RECOMMENDS DENIAL OF THE ADJUSTMENT. NOTE: AT MEETING OF FEBRUARY 11, 2011, ITEM WAS TABLED.**

Chairman Liakakis said, all right, next, we have under Tabled/Reconsidered Items, I'd like to ask, is Helen Beasley in the audience? Helen Beasley? All right, we leave that one on.

2. **BOARD CONSIDERATION ON WHETHER CHATHAM COUNTY SHOULD ASSUME THE ROLE OF PROJECT DEVELOPER AND GUARANTOR OF A \$150 MILLION PROJECT TO INDUCE INCREASED CONVENTION BUSINESS THROUGH DESIGN AND CONSTRUCTION OF A TRADE CENTER CONVENTION HOTEL. (SEE SEPARATE NOTEBOOK. CURRENTLY AWAITING OPINION FROM COUNTY ATTORNEY.) NOTE: ITEM WAS TABLED AT MEETING OF FEBRUARY 11, 2011. SEE LETTER FROM CHAIRMAN OF TRADE CENTER AUTHORITY ASKING TO DELAY UNTIL THE AUTHORITY NEXT MEETS ON MARCH 9, 2011.**

Chairman Liakakis said, and then we've got the Board consideration whether Chatham County should assume the role of project developer and grantor of a \$150 million project to induce – increase convention business through design and construction of a trade center convention hotel. Now, under that particular item, we've had several requests, you know, to do it at the next meeting, so we move on from that also.

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IX. ITEMS FOR INDIVIDUAL ACTION

(Unless the Board directs otherwise, adoption of an Action Item will mean approval of the respective County staff report and its recommended action.)

1. **TO REQUEST APPROVAL OF THE FOLLOWING BUDGET AMENDMENTS AND TRANSFERS: (1) General Fund M&O: a) increase revenues \$230,441 to recognize forfeited bond revenue, b) increase Detention Center expenditures by \$230,441, c) transfer \$52,000 from contingency to the Public Defender's office, d) transfer \$36,200 from the Mosquito Control operating budget to Other Financing Uses – Transfer out to the CIP Fund, (2) Capital Improvement Program Fund: decrease revenue from sale of surplus property and increase Transfer in from the General Fund M&O \$36,200, and (3) Sales Tax V Fund: approval of revised project budget schedules.**

Chairman Liakakis said, and we go on under Item IX, Items for Individual Action. Number 1, to request approval of the following budget amendments and transfers: General Fund M&O: a) increase revenues \$230,441 to recognize forfeited bond revenue, b) increase Detention Center expenditures by \$230,441, c) to transfer \$52,000 from contingency to the Public Defender's office, d) transfer \$36,200 from the Mosquito Control operating budget to Other Financing Uses – Transfer out to CIP Fund, (2) Capital Improvement Program Fund: decrease revenue from sale of surplus property and increase Transfer in from the General Fund M&O \$36,200, and (3) Sales Tax V Fund: approval of revised project budget schedules. Need a motion on the floor.

Commissioner Kicklighter said, so moved.

Commissioner Gellatly said, second.

Chairman Liakakis said, we have a motion on the floor and a second to approve this item. Let's go on the board. Motion passes.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve following budget amendments and transfers: (1) General Fund M&O: a) increase revenues \$230,441 to recognize forfeited bond revenue, b) increase Detention Center expenditures by \$230,441, c) transfer \$52,000 from contingency to the Public Defender's office, d) transfer \$36,200 from the Mosquito Control operating budget to Other Financing Uses – Transfer out to the CIP Fund, (2) Capital Improvement Program Fund: decrease revenue from sale of surplus property and increase Transfer in from the General Fund M&O \$36,200, and (3) Sales Tax V Fund: approval of revised project budget schedules. Commissioner Gellatly seconded and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: IX-1
AGENDA DATE: February 25, 2011

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Linda B. Cramer, Finance Director

ISSUE: To request approval of the following budget amendments and transfers: (1) General Fund M&O: a) increase revenues \$230,441 to recognize forfeited bond revenue, b) increase Detention Center expenditures by \$230,441, c) transfer \$52,000 from contingency to the Public Defender's office, d) transfer \$36,200 from the Mosquito Control operating budget to Other Financing Uses – Transfer out to the CIP Fund, (2) Capital Improvement Program Fund: decrease revenue from sale of surplus property and increase Transfer in from the General Fund M&O \$36,200, and (3) Sales Tax V Fund: approval of revised project budget schedules.

FACTS AND FINDINGS:

1. The Sheriff turned in forfeited bond revenue to the County in the second quarter. This revenue was not budgeted. The proposed budget amendments will utilize the forfeiture revenue to offset cost increases of \$230,441 for the Detention Center's medical contract with Prison Health Services.
2. Due to delays in occupying the Commerce Building, the Public Defender's office will continue to rent its current space through the end of the fiscal year. A \$52,000 transfer from contingency to the Public Defender's budget to cover rent and building related expenditures is requested. Correspondence is attached.
3. Funding for the Mosquito Control helicopter project in the Capital Improvement Program (CIP) included estimated revenue from the sale of the existing airplane. The actual sale price fell short of the estimate. A transfer of \$36,200 from the Mosquito Control General Fund operating budget to the CIP Fund will cover the shortfall and make the CIP Fund whole. A corresponding amendment to the CIP fund to change the funding sources has been prepared. A resolution is attached.
4. Project information for the Sales Tax V Fund is attached. This schedule reflects the action plan adopted by the Board on January 14, 2011 to provide further stimulus to the local economy through County capital construction by utilizing the fund's positive cash flow. It should be noted that revenues are still below initial estimates and that additional reductions to project budgets may be required as the County considers its fiscal 2012 budget.

FUNDING: Funds are available in the General Fund M&O contingency and the Mosquito Control budget for transfers. The budget amendments will establish funding in the General Fund M&O and Capital Improvement Program Fund, and establish funding for projects in the Sales Tax V fund.

ALTERNATIVES:

1. That the Board approve the following:

GENERAL FUND M&O

- a) increase revenues \$230,441 for forfeited bond revenue from the Sheriff's department,
- b) increase Detention Center expenditures \$230,441 due to cost increases for inmate health services,
- c) transfer \$52,000 from contingency to the Public Defender's office,
- d) transfer \$36,200 from the Mosquito Control operating budget to Other Financing Uses – Transfer out to the CIP Fund.

CAPITAL IMPROVEMENT PROGRAM FUND

- a) decrease revenue from sale of surplus property and increase transfer in from the General Fund M&O \$36,200

SALES TAX V FUND

- a) approval of revised project budget schedules.

2. Amend or deny the request.

POLICY ANALYSIS: State law grants the Board authority to amend the budget during the year as it deems necessary.

RECOMMENDATION: That the Board approve Alternative 1.

Prepared by Read DeHaven

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2. BOARD CONSIDERATION OF WHETHER TO ENTER AN AGREEMENT/MOU WITH GATEWAY BEHAVIORAL HEALTH SERVICES FOR THE PROVISION OF PROGRAM COORDINATION SERVICES FOR THE CHATHAM COUNTY VETERAN'S COURT WHICH IS AN EXPANSION OF THE CHATHAM COUNTY SUPERIOR COURT'S MENTAL HEALTH COURT.

Chairman Liakakis said, Item 2, Board consideration of whether to enter an Agreement/MOU with Gateway Behavioral Health Services for the provision of program coordination services for the Chatham County Veterans' Court which is an expansion of the Chatham County Superior Court's Mental Health Court.

County Manager Russ Abolt said, Mr. Chairman, Dr. Thomas, Commissioner Stone, Gentlemen, I'd like to introduce Danny Deloach who will explain this, but Dr. Thomas did an excellent job of summarizing this in your pre-meeting. This recognizes additional services for the mental health court and will deal with veterans returning from war that suffer from post-traumatic stress syndrome – disorder. Danny [Deloach], please.

Interim Superior Court Administrator Danny Deloach said, good morning. Any questions on what we're doing here?

Chairman Liakakis said, well, Danny [Deloach], if you just, you know, just give a brief overview of the particular service.

Mr. Deloach said, Chatham County wants to initiate a Veterans' Court. We're the only one in Georgia right now. We got it by default from another county who couldn't carry it. The State got the money from SAMHSA. We have approximately \$600,000 grant spread out over three years. We have a provision in there to increase the coordinator's salary from the Mental Health Court by \$25,000. That covers everything, her salary, fringes, whatever. It's renewable July 1st for the next two years, and if we do a good job, we have a chance of getting an additional two years. So it'd be a five-year, million dollar grant.

Chairman Liakakis said, and this is really a good program familiar with because to set this up to assist the veterans because a number of the veterans that have come into our system, unfortunately, have got problems, either physical or mental problems, and especially in this particular area. So, it will help them and the Court system to provide a better venue and to assist them in their problems.

Mr. Deloach said, yes, sir.

Chairman Liakakis said, yes?

Commissioner Gellatly said, I – I just have a question, I mean, that – that – that's a lot of money. Exactly how is the Court going to help them? Is this all going to go to salaries or how is it actually going to help them?

Mr. Deloach said, no, sir. It all goes to services for the Veterans, except that \$25,000.

Commissioner Gellatly said, can you – can you give me an example of a service?

Mr. Deloach said, finding homes, finding jobs –

Commissioner Gellatly said, actually doing that for them?

Mr. Deloach said, yes, sir.

Commissioner Gellatly said, and the money'd be spent for that.

Mr. Deloach said, Gateway will be at that end of the – the providing the services –

Commissioner Gellatly said, and there'd be very little money going administratively to the courts?

Mr. Deloach said, very little, yes, sir.

Commissioner Gellatly said, how much is very little?

Mr. Deloach said, \$25,000 a year.

Commissioner Gellatly said, that is – that is very little. I was very concerned when we had the head – the head of the homeless association in Savannah a couple meetings ago pointed out that any night on the streets of Savannah there's 40 combat Veterans that sleep on the streets under cardboard boxes, and that's – and many of those Veterans have mental issues and – and could use all the assistance they could get, so –

Mr. Deloach said, yes, sir, that's where the majority of the money will go, to them.

Commissioner Gellatly said, I appreciate that.

Mr. Deloach said, yes, sir.

Commissioner Thomas said, Mr. Chairman?

Chairman Liakakis said, Dean [Kicklighter]?

Commissioner Kicklighter said, thank you, Mr. Chairman. Danny [Deloach], I think this is a great program, but I'm just curious, what will happen with the program when the grants ends in five years?

Mr. Deloach said, the – hopefully we'll have some more funding by then. We're applying for another grant as we speak. So hopefully the County won't have to fund any of this.

Commissioner Kicklighter said, okay, 'cause I mean, just, as you know, we're not in the midst of the best financial times –

Mr. Deloach said, yes, sir.

Commissioner Kicklighter said, – and – and, you know, I mean I think we need to do it, but I – I – I would like for you to prepare whoever accepts the position or whatever that there's a chance that in five years we're not – we would not be able to continue it, you know.

Mr. Deloach said, I've started probably eight or nine specialty courts around my district, the first one being down in Brunswick with Judge Amanda Williams. We didn't know if that one was going to last past the grant period, it's going into the eleventh year now with over 200 participants. So –

Commissioner Kicklighter said, good. Well you're doing a great job. I just –

Chairman Liakakis said, okay, we've got Helen [Stone] and then Priscilla [Thomas].

Commissioner Stone said, I just think this is a wonderful program. These are people that have served our country and now they're in need. And I certainly hope that these grants can continue and that we as a Commission can be supportive of this program. So, thank you.

Mr. Deloach said, we already have our first participant, by the way.

Chairman Liakakis said, Priscilla [Thomas] and then Jon [Hart].

Commissioner Thomas said, thank you, Mr. Chairman. Members of the Commission, Ladies and Gentlemen, I just want to say to you that we are very excited about what is about to happen here and want you to know that the Chatham County Commission, as well as the Summer Bonanza Youth Action Program, along with the Planning Committee of Chatham County, under the auspices of the Chatham County Commission and the County Manager and others, we are going to have hopefully a – a really, really bang up program for this year's observation celebration, and we want you to be a part of that, and we are now in the planning stages and would like to invite you to get with Sandra Smalls, on staff, or myself so that you will be in attendance or have someone to be in attendance at our next planning meeting so we can have everything ready so we can give the Commission a full report at the next meeting. We're looking forward to a wonderful year in County government. Thank you for stepping forward and providing this for our County.

Mr. Deloach said, yes, ma'am.

Chairman Liakakis said, Jon [Hart]?

County Attorney Jonathan Hart said, yeah, I just was going to say, the County Attorney's office was asked to review a lot of the documentations on the grant. We met with Judge Freeseemann, and basically she – she tells us that on a recurring basis they will have incidents in the court where – where a veteran will come in that's had some in – incident with law enforcement, and once you start hearing the case, you immediately recognize that you do not have a law enforcement case, you have a mental health case. And, basically, this will give them an avenue for referral sources to places. Unfortunately, a lot of times, when those people are taken into custody, they are taken into custody not only for whatever incident was involved but the judgment that our detention center is a better place for them to be than where they're actually at at the time the incident occurs. It's sad.

Commissioner Stone said, it's very sad.

Chairman Liakakis said, okay. Dean [Kicklighter]?

Commissioner Kicklighter said, thanks. Danny [DeLoach], you were around – I just want to say this for the people at home because I support the military, I mean, there's no other group that needs to be – we need to look out for those people more than anybody I can really think of. Just, for those of us that's been around on this Commission for many years now, like Commissioner Gellatly and myself and Dr. Thomas was here back – and you were around, I believe, even back then when we actually had to look out in the audience and cut funding to the Rape Crisis Center. We had to cut funding to the Center for the Blind and for homes for children, and the times were bad then, and, you know, they picked up, and – that's just for the people at home to know I'm not trying to be heartless, I mean, I just – it's a fact that money's kind of starting to disappear here and there may be tough decisions coming shortly. So –

Mr. DeLoach said, I just heard from the Senate yesterday that my State Budget's been cut to \$850,000, so it's everywhere.

Commissioner Kicklighter said, right.

Mr. DeLoach said, I understand.

Commissioner Kicklighter said, but thank you.

Chairman Liakakis said, okay. One of the things that's really important for – a lot of our citizens do not know this, but unfortunately, in our Chatham County Jail, we have in excess of over 200 mental patients. They should be, you know, getting medical assistance at Georgia Regional or other places, but unfortunately, the State of Georgia has curtailed a lot of that. They wanted to close down our Georgia Regional Hospital, where they were giving – they were giving medical services to many people with mental problems, but now these – a lot of them are actually veterans who are in our County Jail with mental problems, along with the rest of them. So, hopefully, with this particular program, as it has already helped in the mental court and all, Danny [DeLoach], that we could see a lot of good things happening here. So, thank you very much.

Commissioner Kicklighter said, Mr. Chairman, I'd like to make a motion to approve.

Commissioner Gellatly said, second.

Chairman Liakakis said, let's go on the board. Motion passes.

ACTION OF THE BOARD:

Commissioner Kicklighter moved to approve entering an Agreement/MOU with Gateway Behavioral Health Services for the provision of program coordination services for the Chatham County Veterans' Court which is an expansion of the Chatham County Superior Court's Mental Health Court. Commissioner Gellatly seconded and the motion carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: IX-2
AGENDA DATE: February 25, 2011

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Danny DeLoach, Interim Superior Court Administrator

ISSUE:

To consider whether to enter into an Agreement/MOU with Gateway Behavioral Health Services ("Gateway") for the provision of program coordination services for the Chatham County Veterans' Court, which is an expansion of the Chatham County Superior Court's Mental Health Court.

BACKGROUND:

In 2010 Gateway Behavioral Health Services, with the assistance of the Chatham County Superior Court, applied for the "Jail Diversion and Trauma Recovery Initiative, Priority to Veterans Grant" (herein referred to as "Grant"). The Grant is awarded to Gateway by the Department of Behavioral Health and Development Disabilities ("DBHDD"). The Grant funds will be utilized to expand the Superior Court's Mental Health Court to include a Veterans' Court.

The goal of the Veterans' Court is to increase public safety by addressing individuals with Post-Traumatic Stress Disorder (PTSD), with or without other mental illnesses and/or substance use disorders. Based upon national data, it is believed that approximately 10 percent of incarcerated individuals are suffering from PTSD. The Veterans' Court will create a system that will identify, assess, and link the target population to treatment options, and provide alternatives to incarceration.

Gateway is the fiscal agent for the Grant funds. However, pursuant to the Grant application, the Chatham County Mental Health Court Coordinator, who is a full-time County employee, will also serve as the coordinator for the Veterans' Court. Hence, Gateway will pay a portion of the Grant funds to the County for the Veterans'

Court Coordinator services. In order to compensate this employee for the additional duties and responsibility related to the Veterans' Court, the employee will receive a temporary increase to be funded by the Grant funds paid to the County pursuant to the agreement under consideration.

FACTS AND FINDINGS:

1. In 2010, Gateway Behavioral Health Services, with the assistance of the Chatham County Superior Court, applied for the "Jail Diversion and Trauma Recovery Initiative, Priority to Veterans Grant" (hereinafter referred to as "Grant").
2. The Grant funds will be utilized to expand the Superior Court's Mental Health Court to include a Veterans' Court.
3. The Veterans' Court will create a system that will identify, assess, and link the target population to treatment options, and provide alternatives to incarceration.
4. Gateway is the fiscal agent for the Grant funds. However, pursuant to the Grant application, the Chatham County Mental Health Court Coordinator, who is a full-time County employee, will also serve as the coordinator for the Veterans' Court. Accordingly, Gateway will pay a portion of the Grant funds to the County for the Veterans' Court Coordinator services.
5. Gateway is the fiscal agent for the Grant funds. However, pursuant to the Grant application, the Chatham County Mental Health Court Coordinator, who is a full-time County employee, will also serve as the coordinator and case manager for the Veterans' Court.
6. The current position will need to be temporarily reclassified in order to reflect the new duties and responsibilities associated with serving as the Coordinator and Case Manager for Veteran's Court. Under the Grant, compensation for the additional responsibilities will be approximately \$1,702 per month plus benefits. Once the Grant expires the position will be re-classified back to its current level.
7. Gateway will pay a portion of the Grant funds to the County for coordinator/case management services related to Veterans' Court.

FUNDING: Funding for the additional compensation will come from the Grant as outlined in the MOU.

POLICY ANALYSIS:

The execution of this contract falls within the discretion of the Board of Commissioners.

Additionally, this project appears to fit within the initiatives of both Chatham County and the National Association of County Governments (NACo). Chatham County will celebrate National County Government Month in April 2011. This year's theme is "Serving our Veterans, Armed Forces and Their Families."

NACo President Glen Whitley created the "Veterans and Military Service Task Force" to address issues important to veterans, members of the armed forces, and military families. The task force is focusing on best practices and policies in four subject areas: 1) physical and mental health, substance abuse, suicide prevention; 2) housing and homelessness; 3) employment services and access to employment; and 4) justice system, including law enforcement, courts, and probation.

The goal of the task force is to engage NACo and its members to develop and highlight county best practices and policies to promote innovative programs and services and benefits for our nation's military, veterans and their families.

Therefore, as the Chatham County Veterans' Court serves to meet those needs detailed above, this project coincides with the initiatives of both Chatham County and the National Association of County Governments.

ALTERNATIVES:

1. Authorize the Chairman to execute the contract with Gateway.
2. Do not Authorize the Chairman to execute the contract with Gateway.

RECOMMENDATION:

For Board consideration.

STATE OF GEORGIA)
)
 COUNTY OF CHATHAM)

AGREEMENT/MEMORANDUM OF UNDERSTANDING
 between
CHATHAM COUNTY, GEORGIA

and
GATEWAY BEHAVIORAL HEALTH SERVICES

THIS AGREEMENT/MEMORANDUM OF UNDERSTANDING, is made and entered into this 25th day of February, 2011, by and between the CHATHAM COUNTY, GEORGIA, ("CHATHAM COUNTY") a political subdivision of the State of Georgia, hereinafter referred to as "Chatham County", and GATEWAY BEHAVIORAL HEALTH SERVICES ("GATEWAY") collectively referred to as the "parties."

W I T N E S S E T H :

WHEREAS, the Chatham County Commission is an elected body consisting of a chairman and eight district commissioners. Chatham County operates under the Commission-Manager Plan of local government. The Board of Commissioners makes policy, adopts laws, sets budget limits, sets tax rates and hears zoning cases. The Board appoints a county manager who serves as the chief administrative officer to carry out the policies and handle day-to-day responsibilities; and

WHEREAS, GATEWAY is responsible for the provision of mental health, developmental disabilities, and addictive disease services pursuant to the Official Code of Georgia (O.C.G.A. §37-2-1 et. seq.); and

WHEREAS, GATEWAY is granted authority to enter into contracts pursuant to O.C.G.A. §37-2-6.1(2) and exercises such authority in accordance with and any related rules and regulations; and

WHEREAS, CHATHAM COUNTY and GATEWAY, in order to provide behavioral health services to individuals with Post-Traumatic Stress Disorder (PTSD), with a preference to Veterans (JDTR or "Jail Diversion Trauma Recovery, Priority to Veterans"), who have been charged with a criminal offense, have collaborated to expand the Chatham-Savannah Mental Health Court to include a Veteran's Court. This collaboration increases public safety by providing individuals suffering from PTSD, specifically veterans, with immediate access to adequate mental health care for PTSD, and to other community resources such as housing thereby reducing unnecessary involvement in the criminal justice system;

WHEREAS, the parties have determined that entering into a purchase of services contract to collaborate efforts will achieve their mutual interests; and

NOW THEREFORE, FOR AND IN CONSIDERATION of the mutual promises, covenants and agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, CHATHAM COUNTY AND GATEWAY agree to the following:

CHATHAM COUNTY agrees to:

Provide program coordination for the Veteran's Court to include the following:

1. Creation of JDTR/Veterans Court policies and procedures;
2. Organization of committees and the recording and maintenance of minutes of committee meetings;
3. Foster relations between the Veterans Court, JDTR program staff and community service providers;
4. Identification and expansion community partners;
5. Data collection for State and SAMHSA reporting; both monthly and annual reporting of data collection;
6. Reporting to state, federal agencies and external evaluators;
7. Assist JDTR staff in obtaining access to the Jail for completion of screenings and mini-assessments;
8. Assist in identifying persons in need of behavioral health services for PTSD;
9. Assist in maintaining compliance with grant provisions and related contracts as utilized to provide funding for the employee positions; and
10. Provide other related services as are necessary for compliance with the DBHDD's SAMHSA Grant.

GATEWAY agrees to:

1. Provide CHATHAM COUNTY with the information, including the names of the appropriate staff at GATEWAY and other agencies, to whom any requisite reports are to be provided; and
2. Remit to Chatham County the total sum of \$18,000.00, to be paid in monthly installments, for the services rendered from October 1, 2010 through June 30, 2011.

The Chatham County Superior Court Administrator will serve as the Contract Manager for this Agreement.

This agreement will remain in effect from October 1, 2010 through June 30, 2011, or until modified or canceled by both parties. Either party may terminate this agreement with a 30 day written notice to the other party. This agreement may be renewed each fiscal year as JDTR funding continues, and would be for \$25,000.00 for each 12 months period (\$2,083.33 for each month).

IN WITNESS WHEREOF, the GATEWAY by and through its duly authorized representative, and the Chatham County Board of Commissioners have caused this Agreement to be duly entered into and executed on the day above written.

GATEWAY BEHAVIORAL HEALTH SERVICES:

BY: _____
Frank Bohati, ACSW, DrPH
CEO Gateway Behavioral Health
Services

ATTEST: _____

ATTEST: _____

Witness

Notary Public

Notary Public

Approved as to legal form:

R. Jonathan Hart, County Attorney

CHATHAM COUNTY, GEORGIA:

BY: _____
Pete Liakakis, Chairman Board of
Commissioners

ATTEST: _____
Frances Rasmussen
Deputy Clerk of Commission

[SEAL]

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3. CNT MONTHLY REPORT GIVEN VERBALLY BY INTERIM DIRECTOR RAGAN.

Chairman Liakakis said, Item 3, CNT monthly report given verbally by the Interim Director, Everette Ragan.

Interim Director Dwane E. Ragan said, good morning, Mr. Chairman and Board. We'll try to make this real quick this morning. For the month of January we – we initiated 89 new cases, seven of those were joint cases with the FBI, DEA, GBI, and ATF. We recovered a little over \$2600 of crack cocaine and \$256,480 worth of marijuana. The ecstasy we recovered was like a – a little over a thousand bucks, and \$3,000 worth of miscellaneous pills. During the course of our – our month investigation, we spent most of our time in the – in the precincts which was – would have been West Chatham Precinct and Central Precinct. Most of our time in the unincorporated areas was spent in Garden City and in Pooler. And – and all the hours we spent and all – in the City of Savannah, we spent 2,172 hours and in the other municipalities, 1,247 hours. On the back you'll see a – a list of several significant events. However, you can read over those, look at those photographs, but I would like to jump to something more current, which is in February of this year, specifically, last Thursday, which was February the 17th, CNT had two occasions that afternoon to – while we were investigating one lab for meth at the hotel on the – at Gateway Savannah, the Travel Lodge, it was an active, operating lab. We went in. While we were finishing up that, after they had cleaned up part of it, waiting on the state to come in and clean up the rest of it, you know the federal government, and while we were finishing up with that one, we got the call for another lab that happened to be out off Osteen Road. And that was a very cooperative effort because that lab, the – the people who were actually cooking the meth decided they wanted to burn the evidence, and started a fire, which ignited very quickly and spread and got into a – a raging inferno out – off Osteen Road. Burned a lot of timber. There were three structures that were burned, I believe they may have been vacant, but they were actually – they were trailers out in that area. And what I would like to do is commend the Chatham County Mosquito Control helicopter pilots, Mr. Scott Yekel and Mark Hansen who – guys stand up for me if you would.

County Manager Abolt said, if – if – if I may, Director. I would like to add to what you just said. I've asked both Scott and Mark to be with you. On repeated occasions this Board has expressed appreciation for what these two gentlemen do, who were hired only to kill bugs, but not only do they find bad guys, they put out fires, and then when our citizens suffer from dementia and wander, they find folks that wander, and they're truly outstanding. But these two gentlemen, again, beyond the call of duty, responded to the situation described so well by Director Ragan, and surgically, by using water applied from the air – dropped from the air, put out this fire which could have been terribly, terribly damaging. Both these gentlemen I consider friends. Mr. Yekel is a very close friend of mine, and I find myself repeatedly wanting to be his wing man just to get the credit and – and – and the glory that comes forward. But, Scott was briefing me earlier this week on what happens, and we've all seen adventure movies where the action hero walks through all this fire and brimstone, and he's unscathed, not wounded, but where everybody to his right or left is either injured or killed,

and flames are going everywhere, well, Scott was likening to the situation he and Mark felt – experienced this last – just a few days ago when they dropped water. As you know, and you’ve seen it, they did it for the sugar refinery fire. They are very, very accurate with this water, but it – it becomes fascinating for those on the ground to watch the surgical application of water, and – and they’re getting to the point where the observers are getting very close to where the water is. So it will not be unlikely that one of these days, those – those individuals will be baptized by either Mr. Yekel or Mr. Hansen. Come forward, please.

Chairman Liakakis said, not only did they do a good job in this particular incident to help out, but on many occasions whether it’s fighting fires or doing something for insects or doing something for escapees or prisoners or locating people that have committed criminal acts, they’ve done an outstanding job, so want to, you know, on behalf of the Chatham County Commission, we thank you for the efforts and the – as they said going beyond the call of duty for the things that you’re doing for the citizens of our area. Thank you.

Commissioner Thomas said, Mr. Chairman?

Chairman Liakakis said, yes?

Commissioner Thomas said, I don’t want to let this opportunity pass me by because I may not have an opportunity to say this again, but I’m really excited to say thank you to these two young men for your dedication and commitment because you’re doing something from your heart, and you’re also doing something that is right, and you know it’s right to do so you go beyond what you are required to do to do what is needed to be done. So thank you so very, very much from the bottom of my heart because we need more dedicated and committed people to help us, and what you have done will not go unnoticed, and I just want to take this opportunity this morning to say thank you, so very much, and just keep on keeping on. You’re going to get your great reward. Thank you.

Chairman Liakakis said, Dean [Kicklighter]?

Commissioner Kicklighter said, thank you, Mr. Chairman. I just think that you two need to demand that the County Manager give y’all a cooler title than y’all have. Y’all do a whole lot more than killing mosquitos, so y’all need a little better title there.

Commissioner Thomas said, yes.

Commissioner Kicklighter said, thank y’all.

Commissioner Farrell said, how about the County Air Force?

Commissioner Kicklighter said, yeah, you know, that’s good. That’s it. Air Marshals.

Commissioner Thomas said, Air Marshals.

Chairman Liakakis said, anything else? Any questions?

Mr. Ragan said, yes, sir?

Commissioner Holmes said, Mr. Ragan, I want to thank you especially Russ for the little bit of pressure that you’ve put on in the elements and activity on the eastside of town.

Mr. Ragan said, yes, sir.

Commissioner Holmes said, but I’m going to request for you to continue to that drive. Continue to that watching out for us because at one point I want to come up here and say thanks for eliminating it.

Mr. Ragan said, yes, sir.

Commissioner Holmes said, it’s only a step in the right direction.

Mr. Ragan said, we’ll keep moving forward on it.

Commissioner Holmes said, okay. Thanks.

Chairman Liakakis said, Commander Ragan the Interim Director for the CNT. He’s done an excellent job. You can see how he got into it. Of course, he was a retired – retired law enforcement officer. Many, many years on the police departments here, and of course, then working over at the District Attorney’s office. But Everette has done an outstanding job, and really, we appreciate that because working along with our Metro Police Department, the other police departments around, he has given the assistance that’s needed, and they have done a – a good job in many apprehensions. So, thank you again, Everette.

Mr. Ragan said, thank you, sir. I had a real good upbringing.

Chairman Liakakis said, okay.

Chatham~Savannah Counter Narcotics Team		
Monthly Report		January, 2011

NARCOTICS INVESTIGATIONS*	
Investigations:	Number
Investigations Initiated During the month	89
Active Joint Investigations with other agencies (DEA, ATF, IRS, etc.)	7
Total Number of Investigations Cleared (Arrest, E.C., Unfounded)	51

DRUGS SEIZED			
Drug Type	Value	Approx. Weight	Approx. Total Value
Powder Cocaine	\$100 per gram*	4.3 Grams	\$430.00
Crack Cocaine	\$100 per gram*	26.2 Grams	\$2,620.00
Methamphetamine	\$100 per gram**	0 Grams	\$0
Marijuana	\$140 per ounce*	1,832 Ounces	\$256,480.00
Heroin	\$250 per gram*	0 Grams	\$0
Ecstasy	\$25 Dosage Unit	45 D/U	\$1,125.00
Misc. Pills	\$5 per D/U	601 D/U	\$3,005.00
Hallucinogens	\$10.00 per gram *	0 Grams	\$0
Synthetic (DMT)	\$40.00 per gram *	0 Grams	\$0

MCMXCIX. *Source: Office National Drug Control Policy
 ** Source: Established regional average price
 ***Source: IAW National Drug Standards – One marijuana plant equals 2 pounds of processed marijuana.

DRUGS SEIZED—YEAR TO DATE		
Drug Type	Approx. Weight	Approx. Total Value
Powder Cocaine	4.3 Grams	\$430.00
Crack Cocaine	26.2 Grams	\$2,620.00
Methamphetamine	0 Grams	\$0
Marijuana	1,832 Ounces	\$256,480.00
Heroin	0 Grams	\$0
Ecstasy	45 D/U	\$1,125.00
Misc. Pills	601 D/U	\$3,005.00
Hallucinogens	0 Grams	\$0
Synthetic (DMT)	0 Grams	\$0

DRUGS PURCHASED			
Drug Type	Value	Approx. Weight	Approx. Total Value
Powder Cocaine	\$100 per gram*	0 Grams	\$0
Crack Cocaine	\$100 per gram*	2.50 Grams	\$250.00
Methamphetamine	\$100 per gram**	0 Grams	\$0
Marijuana	\$140 per ounce*	1.20 Ounces	\$168.00
Heroin	\$250 per gram*	0 Grams	\$0
Ecstasy	\$25 Dosage Unit	0 D/U	\$0
Misc. Pills	\$5 per D/U	68 D/U	\$340.00

1999. Source: Office National Drug Control Policy
 ** Source: Established regional average price

WEAPONS SEIZED	
Firearms (including hand guns and long guns)	12
Year To Date Totals	12

PERSONS ARRESTED*	
Felony*	7
Felony Sales/Trafficking	18
Misdemeanor	1
Felony Non-Drug**	3
Total Arrests	29
Year To Date Totals	29

*Felony includes Manufacturing Methamphetamine or Marijuana
 **Non-drug related offenses include firearms violations, Obstruction, Simple Battery, etc.

ADOPTION CASES FROM OTHER AGENCIES		
DATE	AGENCY	OFFENSE
1/16/11	SCMPD	POSSESSION MARIJUANA W/INTENT
1/21/11	TYBEE ISLAND PD	POSSESSION MARIJUANA W/INTENT

DRUG COMPLAINTS INVESTIGATED		
Drug Complaints	Received	Assigned
Project Log/Official Complaints	1	1
Hot Line / Call-In Complaints	6	6
Green Sheets/ Outside Agencies	1	1
Crime Stopper Complaints	21	20
DRUG COMPLAINTS—YEAR TO DATE	29	28

**DRUG INVESTIGATIONS
HOURS WORKED BY ZONE**

SCMPD – All Precincts TOTAL 2,172

Municipalities TOTAL 1,247

Administrative Hours	1,280
Case Administration	595
Pharmaceutical Diversions	480
Central Intelligence	480
Out of County (Task Force Operations, etc.)	
Assistance Rendered to Outside Agencies	18
Training	197
Court Hours	55
TOTAL	3,297

Total Hours Worked 6,716

SIGNIFICANT EVENTS

1. On 01/04/2011, CNT agents made contact with a subject at his place of employment (Wells Fargo Bank) in Garden City for the purpose of executing a felony arrest warrant for possession of opiates. A search of the subject revealed additional Oxycontin, a syringe, and a metal spoon (items commonly used to inject narcotics) on his person. This is an active investigation and additional defendants are forthcoming.
2. On 01/05/2011, CNT agents received information involving a subject in possession of a large quantity of opiates. The suspect was located at 204 and Interstate 95 and a search of his vehicle produced over fifty (50) Oxycontin tablets that were stored inside a Crown Royal bag. The subject has prior arrests for opiates and was on active probation at the time of his arrest.
3. On 01/10/2011, CNT agents again received information involving a subject who was in possession of a large quantity of opiates. Agents located the subject on Interstate 16 in Bloomingdale, Georgia. A Chatham County K-9 unit and GSP were utilized which resulted in the seizure of over 230 tablets of Roxycotin and other controlled substances. One subject was arrested and charged with trafficking in opiates. This is an active investigation and future arrests are forthcoming.
4. On 01/11/2011, CNT agents, CCSD K-9, and Effingham County Sheriff's Department executed five search warrants in reference to an active investigation involving trafficking in opiates. Two search warrants were executed in Effingham County, with the remaining three being executed in Savannah and the Pooler area. As a result of the search warrants agents seized additional opiates, marijuana, other prescription medication, numerous firearms (rifles and handguns), several thousand rounds of unspent ammunition, and other miscellaneous paperwork to include drug ledgers.
5. On 01/13/2011, CNT agents executed seven search warrants on cellular phones utilized in the aforementioned opiate trafficking investigation. Agents executed each search warrant and seized the corresponding cell phone and its data. This information will be utilized to prove identity on various subjects involved in the investigation.
6. On 01/27/2011, CNT agents executed a search warrant in Richmond Hill along with the Richmond Hill Police Department. This was in reference to ongoing complaints about a problem residence in the area. A search of the residence produced marijuana, a firearm, scales, and other packaging materials. One female was arrested and charged with possession of marijuana. Additional charges are being sought after it was found that the female was running some type of illicit mental health care facility for adults. The investigation revealed that she was utilizing their social security numbers for a fraud operation as well as depositing all of their disability checks into her account.

7. Early in the month of January, CNT agents received information that drugs were being sold from 903/905 E. Park Avenue. Surveillance showed there was drug traffic at this location, but several attempts to purchase drugs by undercover agents and/or confidential informants proved futile. Further investigation revealed that one of the suspects at this location was on probation for previous drug charges and a probation violation warrant had been issued against him. The suspect had not reported to probation since September, 2010. On 1/28/11, CNT agents went to this location and arrested the aforementioned suspect and his brother who also had Recorder’s Court contempt warrant for his arrest.

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X. ACTION CALENDAR

(The Board can entertain one motion to adopt the below-listed calendar. Such motion would mean adoption of staff's recommendation. Any Board Member may choose to pull an item from the calendar and it would be considered separately.)

Chairman Liakakis said, okay, next item, Action Calendar. Under Action Calendar we have Items 1 thru 13 and under Item 13, we have Items A – A thru N. Is there any specific items that any of the Commissioners would like to hold out?

Commissioner Shay said, I'd like to hold out Item number 7 for just a very brief discussion.

Chairman Liakakis said, seven, okay. Helen [Stone]?

Commissioner Stone said, 13A.

Chairman Liakakis said, and 13A. Okay.

Commissioner Kicklighter said, motion to approve the balance of the action calendar.

Commissioner Thomas said, second.

Chairman Liakakis said, okay. We – what we're voting on – we're holding Items 7 and 13A and so let's go on the board. Motion passes.

ACTION OF THE BOARD:

Commissioner Kicklighter moved for approval of the Action Calendar Items 1 thru 13N with the exception of Items 7 and 13A. Commissioner Thomas seconded and the motion carried unanimously. [NOTE: Commissioner Odell was not present.]

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[NOTE: ACTION OF THE BOARD IS SHOWN ON EACH ITEM AS THOUGH AN INDIVIDUAL MOTION WAS MADE THEREON.]

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- 1. APPROVAL OF THE MINUTES FOR THE REGULAR MEETING OF FEBRUARY 11, 2011, AS MAILED.**

ACTION OF THE BOARD:

Commissioner Kicklighter moved for approval of the Minutes for the Regular Meeting of February 11, 2011, as mailed. Commissioner Thomas seconded and the motion carried unanimously. [NOTE: Commissioner Odell was not present.]

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- 2. CLAIMS VS. CHATHAM COUNTY FOR THE PERIOD FEBRUARY 3, 2011 THROUGH FEBRUARY 16, 2011.**

ACTION OF THE BOARD:

Commissioner Kicklighter moved to authorize the Finance Director to pay the claims against the County for the period February 3, 2011, through February 16, 2011, in the amount of \$3,943,650. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

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3. REQUEST BOARD CONFIRM SIGNATURE OF THE CHAIRMAN ON AN OPTION FOR RIGHT OF WAY WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION FOR THE BACK RIVER BRIDGE REPLACEMENT PROJECT ON U.S. 17. [DISTRICT 8.]

ACTION OF THE BOARD:

Commissioner Kicklighter moved the Board to confirm signature of the Chairman on an option for right of way with the Georgia Department of Transportation for the Back River Bridge Replacement project on U.S. 17. Commissioner Thomas seconded and the motion carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-3
AGENDA DATE: February 25, 2011

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: A. G. Bungard, P.E., County Engineer

ISSUE: That the Board confirm signature of the Chairman on an Option for Right of Way with the Georgia Department of Transportation (GDOT) for the Back River Bridge Replacement project on U.S. 17.

BACKGROUND: The GDOT is developing a bridge replacement project for the Back River Bridge on US 17. The alignment of the new structure will require property that Chatham County owns from the acquisition of Pennyworth Island.

FACTS AND FINDINGS:

- 1. The Back River Bridge Replacement project is being administered by the GDOT. Construction of the project is scheduled for FY2012.
- 2. The area proposed for construction requires right of way from Chatham County. The GDOT made a request to Chatham County to convey the right of way to the GDOT through a Option For Right of Way agreement.

ALTERNATIVES:

- 1. That the Board confirm signature of the Chairman on an Option for Right of Way with the Georgia Department of Transportation (GDOT) for the Back River Bridge Replacement project on U.S. 17.
- 2. To not authorize the Chairman to sign the agreement.

FUNDING: No funding required.

POLICY ANALYSIS: The Board must approve intergovernmental agreements.

RECOMMENDATION: To approve Alternative 1.

District 8.

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4. REQUEST BOARD APPROVAL TO CONTRACT WITH THE MPC TO OBTAIN AND ADMINISTER GRANT FUNDING FOR THE CONSERVATION LAND PROGRAM, UPDATE THE PRIORITY LIST FOR PROTECTION AND CONTINUE TO DEVELOP LAND MANAGEMENT PLANS.

ACTION OF THE BOARD:

Commissioner Kicklighter moved for approval of a contract with the MPC to obtain and administer grant funding for the conservation land program, update the priority list for protection and continue to develop land management plans. Commissioner Thomas seconded and the motion carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-4
AGENDA DATE: February 25, 2011

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager

FROM: Patrick Monahan, Asst. County Manager

ISSUE:

To contract with the MPC to obtain and administer grant funding for the conservation land program, update with priority list for protection and continue to develop land management plans.

BACKGROUND:

As a discretionary program, the MPC administers the County's Land Conservation Program, which acknowledges the importance of the community's rich natural and historical qualities. Through the work of the Resource Protection Commission and MPC staff, the program identifies, evaluates and recommends property acquisitions/easements for public preservation and protection as well as develops management plans for their protection.

FACTS & FINDINGS:

1. The success of Chatham County's Land Conservation program, which has placed more than 1,500 acres of property in protective status since its start, can be attributed to the work of the Resource Protection Commission and its assigned staff from the MPC. As important, the program follows an objective process which identifies, evaluates and rates properties of interest based on their environmental and historical value, and upon acquisition or protection, provides a management plan to guide their protection for future generations.
2. Besides providing recommendations on acquisitions, the MPC staff seeks other funding opportunities, which recently included a \$200,000 state grant to construct trails as Phase I of the Lower Ogeechee River Conservation Trail. In addition, the work has become integral to the development of the Whitmarsh Preserve and proposed land management plan for Pennyworth Island and Westlake/Lamarville Reforestation.
 - 2a. Other grant funding has included a \$300,000 commitment from the federal government to help fund property acquisitions along the Lower Ogeechee River Conservation Corridor.
 - 2b. A \$400,000 grant for property acquisition of an historic hammock near Tybee Island did not prove successful (ranked #27 nationally); nonetheless, the application can be resubmitted based on available funding.
3. The County Attorney has advised that use of SPLOST green space funds would be appropriate under certain time restrictions since specific deliverable products (see Alternatives) would result within the County's program of land acquisitions and protection.

FUNDING:

Funds are available in SPLOST 2003-2008; Green Space, Open Space, SPLOST 2003-2008 Fund/Department 3234985, Project 32378102, Object Code 5411011. A one-year contract would be \$95,000.

ALTERNATIVES:

1. That the Board authorize a contract with the MPC to continue work on the Conservation Land Program. Specific deliverable products would be: 1) Continued administration of Lower Ogeechee River Trail grant; 2) Development of Land Management Plans for Pennyworth Island, Blue Sky and Westlake/Lamarville Reforestation; 3) Continued application of grants for property acquisitions and enhancements; 4) Update property acquisition and protection list.
2. That the Board take no action.

POLICY ANALYSIS:

According to a representative from the Trust for Public Land, the Resource Protection Ordinance provides landmark legislation for a local government's commitment to protect and preserve its lands areas with significant natural, historic, cultural or aesthetic interest or value, and for the use of areas which protect current or future sources of potable water. This remains consistent with the Board's goal to become "the greenest county in Georgia."

RECOMMENDATION:

That the Board adopt Alternative 1.

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5. **REQUEST BOARD APPROVAL TO AMEND CHATHAM COUNTY'S ENERGY EFFICIENCY CONSERVATION BLOCK GRANT FOR JOINT FUNDING OF A PILOT GEOTHERMAL PROJECT TO REDUCE ENERGY USAGE AT THE TYBEE ISLAND BRANCH LIBRARY.
[DISTRICT 4.]**

ACTION OF THE BOARD:

Commissioner Kicklighter moved for approval to amend Chatham County's Energy Efficiency Conservation Block Grant for joint funding of a pilot geothermal project to reduce energy usage at the Tybee Island Branch Library. Commissioner Thomas seconded and the motion carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-5
AGENDA DATE: February 25, 2011

TO: Board of Commissioners
THRU: R. E. Abolt, County Manager
FROM: Patrick Monahan, Asst. County Manager

ISSUE:
To amend Chatham County's Energy Efficiency Conservation Block Grant for joint funding of a pilot geothermal project to reduce energy usage at the Tybee Island Branch Library.

BACKGROUND:
Chatham County received a \$300,000 Energy Efficiency and Conservation Block Grant (EECBG) to implement its first-year energy conservation program. The Georgia Environmental Facilities Authority (GEFA) funded the grant as a pass-through from the federal American Recovery and Reinvestment Act (ARRA). This amendment to the grant, which must be submitted to GEFA, would allow the County's participation in a pilot program to reduce energy consumption at Tybee Island, including the branch library, through a geothermal system.

FACTS & FINDINGS:
1. The City of Tybee Island also received EECBG funds and has developed a project to design and install geothermal energy production, which would reduce electrical consumption with the public area of City Hall, including the Tybee Island Branch Library.
2. Chatham County can participate by amending its EECBG funding up to \$75,000. This will not mean a change to the County's implementation plan for reduced energy consumption since the exchange from HPO-12 to HP-8 fluorescent lights and ballasts can be assumed by the Courthouse renovation plans.

FUNDING:
Not applicable.

ALTERNATIVES:
1. That the Board authorize a joint project agreement with the City of Tybee Island to develop, construct, and maintain a geothermal system for the Tybee Island Branch Library in an amount not to exceed \$75,000, which will be from the EECBG grant whcih Chatham County received.
2. That the Board take no action.

POLICY ANALYSIS:
The pilot project remains consistent with the Board's goal to become "the greenest county in Georgia."

RECOMMENDATION:
That the Board adopt Alternative 1.

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6. REQUEST APPROVAL OF THE COMMITMENT OF 25% MATCHING FUNDS TO FULFILL THE COST SHARE REQUIREMENTS OF TWO DEPARTMENT OF HOMELAND SECURITY GRANTS.

ACTION OF THE BOARD:

Commissioner Kicklighter moved for approval of the commitment of 25% matching funds to fulfill the cost share requirements of two Department of Homeland Security grants. Commissioner Thomas seconded and the motion carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-6
AGENDA DATE: February 25, 2011

TO: Board of Commissioners
THRU: Russ Abolt, County Manager
FROM: Clayton S. Scott, Director, Chatham Emergency Management Agency
ISSUE: Request approval of the commitment of 25% matching funds to fulfill the cost share requirements of two Department of Homeland Security (DHS) grants.

BACKGROUND:
CEMA is negotiating with US Army officials for the use of property on Hunter Army Airfield for the construction

of a County multi-purpose Emergency Operations Center (EOC). CEMA has applied for and been awarded two Department of Homeland Security grants for the construction of the EOC.

FACTS AND FINDINGS:

1. One grant in the amount of \$1 million is for site preparation and pre-construction activities such as environmental assessment, topographical survey, geotechnical survey, ALTA survey, architectural and engineering fees, energy modeling, permitting, etc. A 25% cost share match of \$250,000 is required and available from the CEMA Fund Balance.
2. The other grant in the amount of \$808,000 is for the purchase and installment of security perimeter fence, intrusion detection countermeasures and electronic access control systems. A 25% cost share match of \$202,000 is required and available from previously allocated \$842,541 "Public Safety-CEMA Facility Design" SPLOST V funds.

ALTERNATIVES:

1. Approve the commitment of a cost share match of \$250,000 from the CEMA Fund Balance and a cost share match of \$202,000 from "Public Safety-CEMA Facility Design" SPLOST V funds authorizing the Commission Chairman and CEMA to accept the grants.
2. Do not approve the allocation and commitment of these matching grant funds.

FUNDING:

Funds of \$250,000 are available from the CEMA Fund Balance. Within the SPLOST V Fund, the "Public Safety-CEMA Facility Design" project will need to be advanced to cover the grant match of \$202,000.

POLICY ANALYSIS:

It has been the policy of the Board of Commissioners to support the construction of a multi-purpose, joint use EOC that is capable of withstanding Category 5 hurricane force winds and storm surge. The EOC has the firm endorsement of the State Director of Emergency Management and Homeland Security and all local public safety Federal agencies.

RECOMMENDATION:

That the Board approve the commitment of a cost share match of \$250,000 from the CEMA Fund Balance and a cost share match of \$202,000 from "Public Safety-CEMA Facility Design" SPLOST V funds thereby authorizing the Commission Chairman and CEMA to accept the grants.

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**7. REQUEST BOARD ADOPT A MANAGEMENT PLAN DEVELOPED BY THE CHATHAM COUNTY RESOURCE PROTECTION COMMISSION FOR THE PENNYWORTH ISLAND PRESERVE, A PROPERTY PURCHASED BY CHATHAM COUNTY IN 2009 FOR CONSERVATION LAND.
[DISTRICT 8.]**

Chairman Liakakis said, let's go under Item 7.

Commissioner Shay said, Mr. Chairman, I just wanted to point out that what we're about to adopt is a plan for the ongoing preservation of Pennyworth Island, which is an island in the middle of the Savannah River. It's very fundamental to our understanding of our history of rice – rice culture and slave culture. It's also, maybe the first example of public health in our community because it was part of a program to try and eradicate disease, and it's also a very fundamental part of our civil war history. And I wanted to commend Ellen Harris, who I think is here today somewhere, as usual hiding in the back. You know, for the historic research that's gone into this, Pat Monahan is always showing great leadership, but Ellen also thanks for the nominations. I know that's a rigorous process to have these locations put on landmark districts, and also the Chatham County Resource Protection Commission continues to show great leadership and foresight in our community in acquiring – or helping us to determine what we should acquire so that we can preserve our natural and cultural history here. So, I would like to make a motion that we adopt the management plan.

Commissioner Stone said, second.

Chairman Liakakis said, okay.

Commissioner Stone said, Mr. Chairman?

Chairman Liakakis said, let's go on the --

Commissioner Shay said, wait a minute, I think Helen wants to say something.

Chairman Liakakis said, oh, Helen [Stone]?

Commissioner Stone said, I too would like to commend Ellen Harris and our Assistant County Manager, Pat Monahan. Pat, there is a – a film presentation of this?

Assistant County Manager Pat Monahan said, yes. An intern from the MPC developed a film presentation that provides an overview of the history.

Commissioner Stone said, well if – if the Commission – it's not very long, would like to see it. It really is amazing. At some point, I'm not meaning necessarily today, but at some point, I think it really does give you a perspective of what they've done and what the island actually looks like, and some of the value of – of why we've gone after in – in protecting this property. So –

Assistant County Attorney Monahan said, let me do this, what I'll – what I'll do is ask the MPC for a copy and ask Mr. Nichols to put that on Channel 16 as well.

Commissioner Thomas said, great.

Commissioner Stone said, that would be wonderful because I think that it's – it's something that obviously someone put a lot of work into it and I think it – it's self explanatory and it really does give you an appreciation of the history of the island, and I would like for the public, as well as – as members of this Commission to have access to it.

Assistant County Manager Monahan said, and let – I also want to note that both you and Commissioner Farrell requested a visit to the island, which we are arranging. We actually want to arrange a pontoon boat to take any members of the Commission who want to venture to the – to the island to take a visit.

Commissioner Thomas said, I do.

Commissioner Stone said, well let's just do it before the mosquitos come out.

Assistant County Manager Monahan said, well, we were trying to wait till it got a little bit warmer.

Commissioner Stone said, I understand, but not too warm.

Commissioner Thomas said, I certainly want to be a part of that because –

Assistant County Manager Monahan said, well, we'll send an invite to the entire Commission and to the media as well.

Commissioner Thomas said, thank you.

Commissioner Farrell said, I – I was just going to suggest we put it on the channel, but, you know, many Pats think alike and so –

Assistant County Manager Monahan said, as soon as I saw your hand raised, Commissioner Farrell, I knew what your question was going to be.

Chairman Liakakis said, let's do this, we'll put it on Channel 16, the government channel, 16, but give the dates and the times that it will play and send that to all of the Commissioners, you know, in the meantime.

County Manager Abolt said, I'll ask Pat to do that.

Assistant County Manager Monahan said, yes, sir, we will. We might even have a Pennyworth Day in which we show it only, exclusively all day long.

Commissioner Stone said, oh, yeah.

Chairman Liakakis said, well, okay. Anyway, thank you, very much, that's just another, you know, example of the great work that you do helping out in many of these projects.

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**8. REQUEST FOR TRANSFER OF BEER AND WINE RETAIL LICENSE FOR 2011.
PETITIONER: JOSHUA S. LIEBERMAN D/B/A CIRCLE K STORE #1862, LOCATED
AT 2 QUACCO ROAD, 31419.
[DISTRICT 7.]**

ACTION OF THE BOARD:

Commissioner Kicklighter moved for approval of a transfer of beer and wine retail license for 2011. Petitioner: Joshua S. Lieberman d/b/a Circle K Store #1862, located at 2 Quacco Road, 31419. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

**AGENDA ITEM: X-8
AGENDA DATE: February 25, 2011**

TO: BOARD OF COMMISSIONERS

THROUGH: R. E. ABOLT, COUNTY MANAGER

FROM: GREGORI S. ANDERSON, DIRECTOR OF BUILDING SAFETY AND REGULATORY SERVICES
WILLIE LOVETT, CHIEF OF POLICE

ISSUE

Request for a transfer of beer and wine retail license for 2011, **Joshua S. Lieberman d/b/a Circle K Store #1862**, located at **2 Quacco Road, Savannah, Georgia 31419**.

BACKGROUND

Mr. Lieberman requests approval of transfer of beer and wine retail license in connection with an existing convenience store. The business at this location meets the requirements of the Chatham County Alcoholic Beverage Ordinance. The license is being transferred from Matthew L. Hermansen to Joshua S. Lieberman.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and site distance requirements and approved.
2. The returned application was reviewed by Building Safety. The County Fire Marshal inspected the site for compliance and approved the facility.
3. The applicant and business meet the requirements of the Chatham County Alcoholic Beverage Ordinance.
4. The applicant has been notified in writing of the date and time of the hearing.

RECOMMENDATION

The Savannah-Chatham Metropolitan Police Department and Regulatory Services recommend approval.

District 7

We verify that the attached report and attachments are complete and correct as to form.

Gregori S. Anderson, CBO

Chief Willie Lovett

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9. REQUEST FOR TRANSFER OF BEER AND WINE RETAIL LICENSE FOR 2011. PETITIONER: JOSHUA S. LIEBERMAN D/B/A CIRCLE K STORE #5159, LOCATED AT 435 JOHNNY MERCER BOULEVARD, 31410 [DISTRICT 4.]

ACTION OF THE BOARD:

Commissioner Kicklighter moved for approval of a transfer of beer and wine retail license for 2011. Petitioner: Joshua S. Lieberman d/b/a Circle K Store #5159, located at 435 Johnny Mercer Boulevard, 31410. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-9
AGENDA DATE: February 25, 2011

TO: BOARD OF COMMISSIONERS

THROUGH: R. E. ABOLT, COUNTY MANAGER

FROM: GREGORI S. ANDERSON, DIRECTOR OF BUILDING SAFETY AND REGULATORY SERVICES
WILLIE LOVETT, CHIEF OF POLICE

ISSUE

Request for a transfer of beer and wine retail license for 2011, **Joshua S. Lieberman d/b/a Circle K Store #5159**, located at **435 Johnny Mercer Boulevard, Wilmington Island, GA 31410**.

BACKGROUND

Mr. Lieberman requests approval of transfer of beer and wine retail license in connection with an existing convenience store. The business at this location meets the requirements of the Chatham County Alcoholic Beverage Ordinance. The license is being transferred from Matthew L. Hermansen to Joshua S. Lieberman.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and site distance requirements and approved.
2. The returned application was reviewed by Building Safety. The County Fire Marshal inspected the site for compliance and approved the facility.
3. The applicant and business meet the requirements of the Chatham County Alcoholic Beverage Ordinance.
4. The applicant has been notified in writing of the date and time of the hearing.

RECOMMENDATION

The Savannah-Chatham Metropolitan Police Department and Regulatory Services recommend approval.

District 4

We verify that the attached report and attachments are complete and correct as to form.

Gregori S. Anderson, CBO

Chief Willie Lovett

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10. Request for transfer of beer and wine retail license for 2011. Petitioner: Joshua S. Lieberman d/b/a Circle K Store #5160, located 1006 King George Boulevard, 31419. [District 6.]

ACTION OF THE BOARD:

Commissioner Kicklighter moved for approval of a transfer of beer and wine retail license for 2011. Petitioner: Joshua S. Lieberman d/b/a Circle K Store #5160, located at 1006 King George Boulevard, 31419. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-10
AGENDA DATE: February 25, 2011

TO: BOARD OF COMMISSIONERS

THROUGH: R. E. ABOLT, COUNTY MANAGER

FROM: GREGORI S. ANDERSON, DIRECTOR OF BUILDING SAFETY AND REGULATORY SERVICES
WILLIE LOVETT, CHIEF OF POLICE

ISSUE

Request for a transfer of beer and wine retail license for 2011, **Joshua S. Lieberman d/b/a Circle K Store #5160**, located at **1006 King George Boulevard, Savannah, Georgia 31419**.

BACKGROUND

Mr. Lieberman requests approval of transfer of beer and wine retail license in connection with an existing convenience store. The business at this location meets the requirements of the Chatham County Alcoholic Beverage Ordinance. The license is being transferred from Matthew L. Hermansen to Joshua S. Lieberman.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and site distance requirements and approved.
2. The returned application was reviewed by Building Safety. The County Fire Marshal inspected the site for compliance and approved the facility.
3. The applicant and business meet the requirements of the Chatham County Alcoholic Beverage Ordinance.
4. The applicant has been notified in writing of the date and time of the hearing.

RECOMMENDATION

The Savannah-Chatham Metropolitan Police Department and Regulatory Services recommend approval.

District 6

We verify that the attached report and attachments are complete and correct as to form.

Gregori S. Anderson, CBO

Chief Willie Lovett

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**11. REQUEST FOR TRANSFER OF BEER AND WINE RETAIL LICENSE FOR 2011.
PETITIONER: JOSHUA S. LIEBERMAN D/B/A CIRCLE K STORE #7716, LOCATED
AT 528 QUARTERMAN DRIVE, 31410.
[DISTRICT 4.]**

ACTION OF THE BOARD:

Commissioner Kicklighter moved for approval of a transfer of beer and wine retail license for 2011. Petitioner: Joshua S. Lieberman d/b/a Circle K Store #7716, located at 528 Quarterman Drive, 31410. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

**AGENDA ITEM: X-11
AGENDA DATE: February 25, 2011**

TO: BOARD OF COMMISSIONERS

THROUGH: R. E. ABOLT, COUNTY MANAGER

FROM: GREGORI S. ANDERSON, DIRECTOR OF BUILDING SAFETY AND REGULATORY SERVICES
WILLIE LOVETT, CHIEF OF POLICE

ISSUE

Request for a transfer of beer and wine retail license for 2011, **Joshua S. Lieberman d/b/a Circle K Store #7716**, located at **528 Quarterman Drive, Savannah, Georgia 31419**.

BACKGROUND

Mr. Lieberman requests approval of transfer of beer and wine retail license in connection with an existing convenience store. The business at this location meets the requirements of the Chatham County Alcoholic Beverage Ordinance. The license is being transferred from Matthew L. Hermansen to Joshua S. Lieberman.

FACTS AND FINDINGS

1. The application was reviewed by the Police Department for compliance of the applicant and site distance requirements and approved.
2. The returned application was reviewed by Building Safety. The County Fire Marshal inspected the site for compliance and approved the facility.
3. The applicant and business meet the requirements of the Chatham County Alcoholic Beverage Ordinance.
4. The applicant has been notified in writing of the date and time of the hearing.

RECOMMENDATION

The Savannah-Chatham Metropolitan Police Department and Regulatory Services recommend approval.

District 4

We verify that the attached report and attachments are complete and correct as to form.

Gregori S. Anderson, CBO

Chief Willie Lovett

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**12. REQUEST FOR TRANSFER OF BEER AND WINE RETAIL LICENSE FOR 2011.
PETITIONER: RICHARD P. MEUSE D/B/A FOOD LION #2682, LOCATED AT 1040
KING GEORGE BOULEVARD, 31419.
[DISTRICT 6.]**

ACTION OF THE BOARD:

Commissioner Kicklighter moved for approval of a transfer of beer and wine retail license for 2011. Petitioner: Richard P. Meuse d/b/a Food Lion #2682, located at 1040 King George Boulevard, Savannah, Georgia 31419. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-12
AGENDA DATE: February 25, 2011

TO: BOARD OF COMMISSIONERS
THROUGH: R. E. ABOLT, COUNTY MANAGER
FROM: GREGORI S. ANDERSON, DIRECTOR OF BUILDING SAFETY AND REGULATORY SERVICES
WILLIE LOVETT, CHIEF OF POLICE

ISSUE
Request for a transfer of beer and wine retail license for 2011, **Richard P. Meuse d/b/a Food Lion #2682**, located at **1040 King George Boulevard, Savannah, Georgia 31419**.

BACKGROUND
Mr. Meuse requests approval of transfer of beer and wine retail license in connection with an existing grocery store. The business at this location meets the requirements of the Chatham County Alcoholic Beverage Ordinance. The license is being transferred from Lawrence P. Christiansen to Richard P. Meuse.

- FACTS AND FINDINGS
1. The application was reviewed by the Police Department for compliance of the applicant and site distance requirements and approved.
 2. The returned application was reviewed by Building Safety. The County Fire Marshal inspected the site for compliance and approved the facility.
 3. The applicant and business meet the requirements of the Chatham County Alcoholic Beverage Ordinance.
 4. The applicant has been notified in writing of the date and time of the hearing.

RECOMMENDATION
The Savannah-Chatham Metropolitan Police Department and Regulatory Services recommend approval.

District 6

We verify that the attached report and attachments are complete and correct as to form.

Gregori S. Anderson, CBO

Chief Willie Lovett

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13. REQUEST BOARD APPROVAL TO AWARD BIDS AS FOLLOWS: (Please note that new purchase thresholds of \$10,000 or more have been enacted; however, contracts and change orders of a lesser amount still will appear).

As to items 13-A through 13-N except Item 13-A:

Commissioner Kicklighter moved to approve Items 13-A through 13-N, with the exception of 13-A. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

As to Item 13-A:

Chairman Liakakis said, okay, under Item 13-H, Helen [Stone]?

Commissioner Stone said, thank you, Mr. --

Chairman Liakakis said, and let me read that, it's the first automatic renewal option and a 3.43% CPI increase to provide inmate health care. Helen [Stone]?

Commissioner Stone said, thank you, Mr. Chairman. As I mentioned in the pre-meeting, I would like to see either in the form of a letter or something request from ACCG to see what information they have on this program for healthcare for inmates that has proven to be a savings in some of the other counties. This figure is alarming to me, five and a half

million dollars for healthcare in our detention center, and if there is anything that we can do to make that cost go down, I think that it – it is incumbent upon us to research that and see what we can do. And I – I know that they’ve been working on this, and I’m disappointed that – that we haven’t been able to reconnect and – and see what they’ve got to offer so that we could capitalize on the savings. Thank you.

Chairman Liakakis said, okay. There are no first readings.

Commissioner Shay said, we need a motion –

Chairman Liakakis said, oh yeah.

Commissioner Shay said, – to adopt that item, I believe. So, I’ll make that motion.

Commissioner Holmes said, so move to adopt.

Chairman Liakakis said, okay, we have a motion on the floor and a second. Let’s go on the Board. Okay. Make note of that, Janice – of that one. Motion passes.

ACTION OF THE BOARD:

- a. Commissioner Kicklighter moved to approve Items 13-A through 13-N, with the exception of 13-A. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]
- b. Commissioner Shay moved to approve Item 13-A, first automatic renewal option and a 3.43% CPI increase to provide inmate health care Commissioner Holmes seconded the motion. Chairman Liakakis, Commissioners Holmes, Shay, Farrell, Gellatly, Kicklighter, and Thomas voted yes. Commissioner Stone voted no. The motion carried 7-1. [NOTE: Commissioner Odell was not present.]

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
A. First automatic renewal option and a 3.43% CPI increase to provide inmate health care	Detention Center	Prison Health Services	\$5,584,224	General Fund/M & O - Detention Center
B. Contract to install underground power and lighting for King’s Ferry Boat Ramp	Public Works and Park Services	Georgia Power	\$17,256	SPLOST (2003-2008) - Kings Ferry Boat Ramp
C. Intergovernmental agreement for the Chatham County Board of Health to act as the County’s agent in the administration of the Indigent Health Care program	Commissioners	Chatham County Board of Health	N/A	N/A
D. Industrial material lift for Superior Court Clerk at the new Records Center	Special Projects	Tidal Elevator Company, LLC (State Contract)	\$27,540	SPLOST (2008-2014) - Courthouse Project
E. Outside plant optical cable installation	Special Projects	Network Cabling Infrastructures, Inc.	\$140,235	SPLOST (2008-2014) - Courthouse Project
F. Space Saver opening shelving for Superior Court Clerk at the new Records Center	Special Projects	Walter Hopkins Company (State Contract)	\$29,938	SPLOST (2008-2014) - Courthouse Project

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
G. Contract for the fender system repair and replacement at bridge over Turner's Creek on Johnny Mercer Blvd.	Public Works and Park Services	Alpha Construction Company, Inc.	\$544,770	CIP - Bridges
H. Confirmation of emergency purchase of one (1) used mobile emergency power generator	Special Projects	Cummins Power South	\$20,000	SPLOST (2008-2014) - Courthouse Project
I. Contract for purchase and installation of 220 interior storm windows for the Administrative Legislative Courthouse	Facilities Maintenance and Operations	Pioneer Construction (MBE)	\$117,921	Energy and Conservation Block Grant
J. Design and Engineering services contract for adaptive reuse of 84 Lumber into Fleet Services Center	Human Resources and Services	Cogdell & Mendrala	\$225,500	CIP - Fleet Building Reloc.
K. Change Order No. 5 to the professional services contract with George Bowen	Special Projects	George Bowen	Not to Exceed \$75,000	SPLOST (2008-2014) - Courthouse Project
L. Additional electrical work on new Courthouse generator (replace water pump and fuel storage tank)	Special Projects	All Electric	\$18,970	SPLOST (2008-2014) - Courthouse Project
M. Purchase and installation of fuel storage tank for Courthouse generator	Special Projects	PEI Mecco	\$29,912	SPLOST (2008-2014) - Courthouse Project
N. Convey via Bill of Sale - 14 Motorola XTL 5000 console radios to various government agencies	I.C.S.	N/A	N/A	N/A

AGENDA ITEM: X-13 A THRU N
AGENDA DATE: February 25, 2011

TO: BOARD OF COMMISSIONERS

THRU: R. E. ABOLT, COUNTY MANAGER

**FROM: MICHAEL A. KAIGLER, ASSISTANT COUNTY MANAGER/
DIRECTOR OF HUMAN RESOURCES AND SERVICES**

SUBJECT: AWARD OF BIDS

ITEM A

ISSUE: Request Board approval to exercise the first automatic renewal option and a 3.43% CPI increase of \$15,432 per month to the annual contract with Prison Health Services (PHS) of Brentwood, TN, to provide inmate health care for the Detention Center.

BACKGROUND: On 26 February 2010, the Board approved an annual contract for inmate healthcare services with renewal option up to four (4) additional one (1) year terms with Prison Health Services.

FACTS AND FINDINGS:

1. The Consumer Price Index Medical Care Services, South Urban increase is made annually according to the terms of the contract. The annual renewal option cost of \$5,584,224 will include a 3.43% CPI increase of \$465,352.

2. The CPI increase and changes in the financial aspects are as follows:

2010 Current monthly payment amount	\$ 449,920
CPI Increase South Urban Med Services (3.43%)	\$ 15,432
2011 Adjusted Monthly Based Compensation	\$ 465,352
Adjusted Annual Base Compensation	\$5,584,224

10 Population per Diem (over 1600)	\$ 4.52
CPI Increase (3.43%)	\$.16
Adjusted Population per Diem	\$ 4.68

3. Staff believes the total annual cost of \$5,584,224 to include a 3.43% CPI annual increase to be fair and reasonable.

FUNDING: General Fund/M&O - Detention Center
(1003326 - 52.12006)

ALTERNATIVES:

1. Request Board approval to exercise the first automatic renewal option and a 3.43% CPI increase of \$15,432 per month to the annual contract with Prison Health Services (PHS) of Brentwood, TN, to provide inmate health care for the Detention Center.

2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide medical services to inmates.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
RUSHEDA ADESHINA

ITEM B

ISSUE: Request Board approval to award a \$17,256 contract with Georgia Power to install underground power and lighting for King's Ferry Boat Ramp

BACKGROUND: The project includes paving and layout improvements for King's Ferry Boat Ramp Park. Georgia Power will install all lighting.

FACTS AND FINDINGS:

1. The Board awarded a construction contract for King's Ferry Park Improvements project to R K General Contracting, LLC on 13 August 2010 and construction is well underway.

2. Lighting is required for safety purposes. Georgia Power is the power provider for King's Ferry. Georgia Power will install 11 lights mounted on fiberglass poles. Georgia Power will also provide maintenance on the poles and lights. The total cost of installation is \$17,256.

FUNDING: SPLOST (2003 - 2008) - Kings Ferry Boat Ramp
(3234981 - 54.14009 - 32370447)

ALTERNATIVES:

1. Board approval to award a \$17,256 contract with Georgia Power to install underground power and lighting for King's Ferry Boat Ramp

2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve contract with utility providers when necessary for construction projects.

RECOMMENDATION: Staff recommends the approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM C

ISSUE: Request Board approval of an Intergovernmental Agreement that would empower the Chatham County Board of Health/Department of Public Health to act as the County’s agent in the administration of the Indigent Health Care program.

BACKGROUND: On 10 June 2005, the Board approved an agreement that would empower the Chatham County Board of Health to act as the County’s agent in the administration of the Indigent Health Care Program.

FACTS AND FINDINGS:

1. The current agreement had expired on 10 June 2010. Staff has received and reviewed the written proposals submitted by local proponents.
2. The Board approved, on 17 December 2010, to award the Indigent Healthcare program to both applicants by splitting the available funding.
3. Staff would like for the Intergovernmental Agreement to be in conjunction with the new Indigent Health Care Program.

FUNDING: N/A

ALTERNATIVES:

1. Board approval of an Intergovernmental Agreement that would empower the Chatham County Board of Health/Department of Public Health to act as the County’s agent in the administration of the Indigent Health Care program.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to approve agreements when it is in the best interest of the County.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
READ DEHAVEN

ITEM D

ISSUE: Request Board approval to award a \$27,540 purchase, off of the State of Georgia contract pricing, from Tidal Elevator Co. LLC for an industrial material lift for Superior Court Clerk at the new Records Center.

BACKGROUND: On 14 August 2009, the Board approved a contract with Choate Constructions Co for construction of the Chatham County Records Center. The Board acquired the former Kroger Center in Garden City to renovate a 38,000-square foot building into a new Records Center to consolidate the location of all county records and documents, including many historical ones, into a single location

FACTS AND FINDINGS:

1. Quotes were solicited and received from the following vendors:

Atlantic Bin and Shelving Atlanta GA	\$27,540
Vertical Lift Systems of Statesboro, LLC Statesboro, GA	\$30,000
Tidal Elevator Co. LLC Savannah, GA	\$30,800
2. On 27 March 1998, the Board approved a “local preference” policy which, when a firm from outside Chatham County submits the “lowest quote” the policy allows the lowest local vendor to match the “lowest” quote. If the local firm does match the “lowest” quote, the local firm is awarded the purchase. As indicated above, a non-Chatham County firm offered the “lowest low” quote. The Chatham County

firm was asked if they would match the outside firms' quote. As indicated, Tidal Elevator matched the "lowest" quote.

- 3. Besides the quantity of more than 3,000 linear feet, the shelving will be stacked in mezzanine areas to take advantage of the building height. This allows a more efficient use of space but requires more stability. The lift is needed to reach the second level of shelving.

FUNDING: SPLOST (2008-2014) - Courthouse Project
(3244980 - 54.13011 - 32460427)

ALTERNATIVES:

- 1. Board approval to award a \$27,540 purchase, off of the State of Georgia contract pricing, from Tidal Elevator Co. LLC for an industrial material lift for Superior Court at the new Records Center.
- 2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide the necessary equipment for the using departments.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
TOM DRANE

ITEM E

ISSUE: Request Board approval to award a \$140,235 contract for the Outside Plant Optical Cable installation with Network Cabling Infrastructures, Inc.

BACKGROUND: On 18 December 2009, the Board confirmed the acquisition of 222 West Oglethorpe Ave (Commerce Building). This facility will house administrative offices relocating from the Montgomery Courthouse in lieu of a plan to renovate the old jail on Montgomery Street into an office building.

FACTS AND FINDINGS:

- 1. Bids were properly advertised and opened 2 December 2010. The bid responses are as follows:

Network Cabling Infrastructures, Inc. Buford, GA	\$140,235
ComTran Group, Inc. Buford, GA	\$160,000
- 2. Staff believes that the total cost of \$140,235 to be fair and reasonable.

FUNDING: SPLOST (2008-2014) - Courthouse Project
(3244980 - 54.13011 - 32460427)

ALTERNATIVES:

- 1. Board approval to award a \$140,235 contract for the Outside Plant Optical Cable installation with Network Cabling Infrastructures, Inc.
- 2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to provide the necessary equipment for the using departments.

RECOMMENDATION: Staff recommends approval of Alternative 1.

I.C.S. APPROVAL _____
LEWIS LEONARD

BUDGET APPROVAL _____
TOM DRANE

ITEM F

ISSUE: Request Board approval of the \$29,938 purchase of Space Saver open shelving, off the State of Georgia contract, from Walter Hopkins Co. for Superior Court Clerk at the new Records Center.

BACKGROUND: On 14 August 2009, the Board approved a contract with Choate Constructions Company for

construction of the Chatham County Records Center. The Board acquired the former Kroger Center in Garden City to renovate a 38,000-square foot building into a new Records Center. Having a central site will consolidate all county records and documents, including many historical ones, into a single location

FACTS AND FINDINGS:

1. The shelving will be delivered and installed to accommodate Superior Court Clerk’s records located in basement of the Montgomery Street Courthouse and the Evidence Room in Room 304.
2. The open shelving has been selected based upon the its design to accommodate the different containers in which evidence for both civil and criminal cases must be housed.
3. Walter Hopkins provided a quote based on a design to accommodate the different containers in which evidence for both civil and criminal cases must be housed. Walter Hopkins provides its pricing based on State of Georgia contract prices.
4. Staff believes the total cost of \$29,938 to be fair and reasonable.

FUNDING: SPLOST (2008-2014) - Courthouse Project
(3244980 - 54.13011 - 32460427)

ALTERNATIVES:

1. Board approval of the \$29,938 purchase of Space Saver open shelving, off the State of Georgia contract, from Walter Hopkins Co. for Superior Court Clerk at the new Records Center.
2. Provide staff other direction.

POLICY ANALYSIS: Chatham County’s Purchasing Ordinance and Procedures Manual requires Board approval for any purchases of more than \$10,000.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
TOM DRANE

ITEM G

ISSUE: Request Board approval to award a construction contract in the amount of \$544,770 to Alpha Construction Company, Inc., for the fender system repair & replacement at the bridge over Turner’s Creek on Johnny Mercer Boulevard.

BACKGROUND: The fender system for the Johnny Mercer Boulevard bridge over Turner’s Creek is in need of repair and replacement. The fender system provides protection to the bridge pilings from boat traffic. Marine Patrol from the SCMPD informed Public Works and Park Services that during a routine patrol at low tide they observed numerous defects of the fender system.

FACTS AND FINDINGS:

1. Staff investigated and coordinated with an engineering firm with bridge inspection background to inspect the fender system. Their evaluation revealed minor damage to the East fender but major damage to the West fender. From that evaluation staff proceeded with obtaining a design for the repair of the East fender and replacement of the West fender.
2. Collins Engineers, Inc. designed the replacement of the West fender and the repair of the East fender. Their design for the West fender was based on the recommendation of Georgia Department of Transportation (GDOT) to replace the West fender with composite marine timbers and piles and repair the East fender with like materials currently in place which are preservative treated materials.
3. At this time GDOT specifies composite materials for State bridge fender systems either for new or replacement work in the coastal area. GDOT does not recommend intermixing composite with preservative.
4. This project was properly advertised and four (4) bids were received and opened on 5 January 2011. The bid responses are as follows:

Alpha Construction Company, Inc. Savannah, GA.	\$544,770
TIC - The Industrial Company Savannah, GA.	\$643,671
Myrick Marine Contracting Corp. Savannah, GA.	\$793,306

Misner Marine Construction, Inc.. \$804,995
Jacksonville, FL.

5. Staff finds the bid from Alpha Construction Company, Inc. to be fair and reasonable and well within the construction estimate.

FUNDING: CIP - Bridges
(3504230 - 52.22001 - 35031270)

ALTERNATIVES:

1. Board approval to award a construction contract in the amount of \$544,770 to Alpha Construction Company, Inc., for the fender system repair & replacement at the bridge over Turner's Creek on Johnny Mercer Boulevard.
2. Provide staff with other direction.

POLICY ANALYSIS: It is consistent with Board policy to award contracts to the low responsive, responsible bidder.

RECOMMENDATIONS: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM H

ISSUE: Request Board confirmation of the \$20,000 emergency purchase of one (1) used 250KW mobile emergency power generator from Cummins Power South, LLC for use at the Judicial Courthouse and various projects.

BACKGROUND: On 2 February 2008 the emergency power generator located in the Judicial Courthouse failed to start. Following normal procedures, Cummins Power South, the manufacturer and contracted service vendor, was contacted for repairs. Upon inspection, it was determined the engine was beyond repair due to age and parts no longer available. To provide back-up emergency power, Cummins Power South was contracted to provide a 250KW mobile generator at a rental cost of \$2,806 per month. Total rental cost to date is \$101,938.

FACTS AND FINDINGS:

1. Courthouse master plan renovations were underway when the old power generator failed. Speedy purchase and installation of a new stationary generator was delayed for the following reasons:
 - a. Permanent placement of the new generator was not known because of new fire codes resulting from the renovation of the basement holding cell area.
 - b. Installation of new electrical switching gear for the main electrical service made it complicated to remove old generator.
 - c. The old diesel fuel underground storage tank was half full with water, indicating a leak. A new tank had to be purchased and should be installed soon. Manufacturing and delivery time for a new fuel tank is 30 to 90 days. Installation and start-up of a new stationary generator is estimated to be 30 to 60 days.
2. Purchase of a 250KW mobile generator can provide power for the new jail project, emergency power for the Commerce building and back-up power if the new permanent Judicial Courthouse generator experiences long term repairs.
3. Based on Internet research, comparable used generators reflected average costs of \$26,000 to \$31,000. Staff believes that the price of \$20,000 for a used 2000 250KW, model # 250DQAB, Engine; Cummins MTA 11-G2 mobile power generator is fair and reasonable. The original cost of this generator, according to Cummins Power South, is \$91,000.
4. Staff requested emergency approval from the Chairman so the generator could be purchased to avoid future charges. He concurred (see attached pages 16-17) and directed staff to seek Board confirmation at their next scheduled meeting.

FUNDING: SPLOST (2008-2014) - Courthouse Project
(3244980 - 54.13011 - 32460427)

ALTERNATIVES:

1. Board confirmation of the \$20,000 emergency purchase of one (1) used 250KW mobile emergency power generator from Cummins Power South, LLC for use on various projects.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to confirm an emergency procurement to prevent the disruption of essential services.

RECOMMENDATION: Staff recommends the approval of Alternative 1.

BUDGET APPROVAL _____
TOM DRANE

ITEM I

ISSUE: Request Board approval to award a \$117,921 construction contract to Pioneer Construction, Inc., a MBE firm, for the supply and installation of 220 interior storm windows at the Administrative Legislative Courthouse.

BACKGROUND: The Chatham County Administrative Legislative Courthouse has been designated as a focal point for improving energy efficiency in Chatham County. Installation of interior storm windows is projected to save approximately \$29,440 per year.

FACTS AND FINDINGS:

1. 220 interior storm windows will be installed at the Administrative Legislative Courthouse. The contractor will install the windows for the purpose of maximizing energy efficiency in the building.
2. The historical aspects of the Administrative Legislative Courthouse will not be affected during this project.
3. This project was properly advertised and two (2) bids were received and opened on 1 February 2011. Bid responses are as follows:

*	Pioneer Construction Inc. Savannah, GA	\$117,921
	Harbor Construction Company Savannah, GA	\$154,000
* MBE Firm		
4. Staff reviewed the low bid and references from Pioneer Construction, Inc. and believes their bid to be fair and reasonable.

FUNDING: Energy and Conservation Block Grant (EECBG)
(2501110 - 54.13001 - 25024182)

ALTERNATIVES:

1. Board approval to award a \$117,921 construction contract to Pioneer Construction, Inc., a MBE firm, for the supply and installation of 220 interior storm windows at the Administrative Legislative Courthouse.
2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with Board policy to award construction contracts to the low, responsive, responsible bidder.

RECOMMENDATION: Staff recommends the approval of Alternative 1.

BUDGET APPROVAL _____
TOM DRANE

ITEM J

ISSUE: Request Board approval to contract in the amount of \$225,500 to Cogdell and Mendrala for design and engineering services of a Fleet Services Center.

BACKGROUND: Chatham County acquired the 84 Lumber site on Ogeechee Road for an adaptive reuse for Fleet Services, which must move since the U.S. Government has acquired its site on Sallie Mood Drive for flood mitigation. If Fleet Services does not move within 12 months, and the federal government does not extend the grant period, Chatham County would lose the grant.

FACTS AND FINDINGS:

1. Given the time constraints, staff contacted the City of Savannah on a reference for the design-engineering firm for the city's fleet services project on Agonic Avenue. As it turns out, the same architectural firm, Cogdell and Mendrala, serves as architects on the CAT Transit project.

2. Besides the City’s fleet services and garage, Cogdell and Mendrala has also designed and engineered several other fleet projects, both public and private. Given the firm’s experience, qualifications and references – and the time constraint with the looming federal deadline -- Cogdell and Mendrala can be selected as an emergency, sole-source procurement. Staff has verified performance by reference checks.
3. Cogdell and Mendrala has reviewed the site and scope of work to effect an adaptive re-use of buildings and site into a Fleet Services Center and provided a fee of \$225,500 including reimbursable expenses. Staff has reviewed the fee in view of the scope of work and found it acceptable. The fee includes services for the completed project to attain LEED for certification at the Silver Level.

FUNDING: CIP - Fleet Building Reloc.
(3501567 - 54.13001 - 35031357)

ALTERNATIVES:

1. Board approval to contract in the amount of \$225,500 to Cogdell and Mendrala for design and engineering services of a Fleet Services Center.
2. That the Board direct staff to seek competitive proposals on this project.

POLICY ANALYSIS: Georgia law and The Chatham County Purchasing Ordinance and Procedures Manual provide authority for the Board to enter into agreements for professional services.

RECOMMENDATION: Staff recommends approval of Alternative 1.

BUDGET APPROVAL _____
CHRIS MORRIS

ITEM K

ISSUE: Request Board approval of Change Order No. 5, in the not to exceed amount of \$75,000, to the professional services contract with George Bowen for continued work on the Courthouse project.

BACKGROUND: At the 19 October 2007 meeting, the Board approved a personal services agreement with George Bowen as part of a plan of action for managing more than 180 capital projects with a value in excess of \$325 million. The Board agreed to expedite projects by contracting with retired government and specialist employees to assist with project management responsibility.

FACTS AND FINDINGS:

1. The Board approved a contract in 2007 with George Bowen, and in particular to work on the Courthouse project. Mr. Bowen also managed the relocation of the Communications Tower from the Sheriff’s Department complex as part of the Detention Center Expansion.
2. Mr. Bowen previously served as the Deputy Superintendent for the Board of Education. He came highly recommended based on his previous background, especially in managing the school construction program and in serving as an U.S. Air Force officer handling large and complex projects.
3. Mr. Bowen’s specific scope of work will focus on the day-to-day responsibility for the Courthouse project. During the next few months, the project will require construction of the 3rd floor into additional courtrooms.
4. Contract history is as follows:

Original Contract Amount Award (10/19/07)	\$65,000	
Change Order No. 1	(05/09/08)	Change rate
Change Order No. 2	(10/03/08)	Contract extension
Change Order No. 3	(05/22/09)	Contract extension
Change Order No. 4	(05/14/10)	Contract extension
Change Order No. 5	(Pending)	Contract extension

FUNDING: SPLOST (2008-2014) - Courthouse Project
(3244980 - 54.13011 - 32460427)

ALTERNATIVES:

1. Board approval of Change Order No. 5, in the not to exceed amount of \$75,000, to the professional services contract with George Bowen for continued work on the Courthouse project.
2. That the Board not amend the contract.

POLICY ANALYSIS: Georgia law and The Chatham County Purchasing Ordinance and Procedures Manual provide authority for the Board to enter into agreements for personal service agreements.

RECOMMENDATION: Staff recommends the approval of Alternative 1.

BUDGET APPROVAL _____
TOM DRANE

ITEM L

ISSUE: Request Board approval to award a \$18,970 contract to All Electric for upgrading power and extending electrical wiring for a new water pump and fuel storage tank to serve the generator at the Judicial Courthouse.

BACKGROUND: As part of the Courthouse project, the generator needed to be relocated. Given its age, the generator needed to be replaced. The new location required an upgrade of electrical power and wiring for a water pump and fuel storage tank.

FACTS AND FINDINGS:

- 1. All Electric remains one of two electrical contractors on a quote list for work. All Electric previously provided most of the electrical work on the Courthouse basement renovation and generator project.
- 2. All Electric provided a quote of \$18,970. Staff considered this amount reasonable based on time and materials.

FUNDING: SPLOST (2008-2014) - Courthouse Project
(3244980 - 54.13011 - 32460427)

ALTERNATIVES:

- 1. Board approval to award a \$18,970 contract to All Electric for upgrading power and extending electrical wiring for a new water pump and fuel storage tank to serve the generator at the Judicial Courthouse.
- 2. That the Board not award any contract for this work.

POLICY ANALYSIS: Georgia law and The Chatham County Purchasing Ordinance and Procedures Manual provide authority for the Board to award contracts.

RECOMMENDATION: Staff recommends the approval of Alternative 1.

BUDGET APPROVAL _____
TOM DRANE

ITEM M

ISSUE: Request Board approval to award a \$29,912 contract to PEI Maco for installation of a new fuel storage tank at the Judicial Courthouse.

BACKGROUND: As part of the Courthouse project, the generator needed to be relocated. Given its age, the generator needed to be replaced. Once the contractor installed the new generator, testing indicated corrosion within the fuel tank. Given its age, the fuel tank also needs replacing.

FACTS AND FINDINGS:

- 1. Testing on the new generator indicated corrosion with the fuel tank, which given its age also needed to be replaced.
- 2. Staff obtained two (2) quotes for a new fuel tank and installation, as follows:

Petroleum Services Group Waycross, GA	\$29,912
PEI Maco Savannah, GA	\$33,922

- 3. PEI Maco, a company based in Savannah, exercised its option under local preference to match the low bid and agreed to complete the contract for \$29,912.

FUNDING: SPLOST (2008-2014) - Courthouse Project
(3244980 - 54.13011 - 32460427)

ALTERNATIVES:

- 1. Board approval to award a \$29,912 contract to PEI Maco for installation of a new fuel storage tank at the Judicial Courthouse.
- 2.. That the Board not award any contract for this work.

POLICY ANALYSIS: Georgia law and The Chatham County Purchasing Ordinance and Procedures Manual provide authority for the Board to award contracts.

RECOMMENDATION: Staff recommends the approval of Alternative 1.

BUDGET APPROVAL _____
TOM DRANE

ITEM N

ISSUE: Request Board approval to convey, via Bill of Sale, 14 Motorola XTL5000 consolett radios to the 12 Counties of All Hazard Region 5, Ft. Stewart, and the Georgia Ports Authority through I.C.S.

BACKGROUND: On 17 September 2010 the Board approved the \$56,406 purchase of the Consolett radios under the PSIC Grant using the GSA contract pricing. Chatham County was awarded \$7.7 million dollars for Public Safety Interoperable Communications (PSIC).

FACTS AND FINDINGS:

- 1. On 11 April 2008, Governor Perdue notified Chatham County that the County was granted \$7,711,808 in PSIC funds to enhance and expand the Public Safety Radio System.
- 2. The Grant funding was used to purchase the 14 consolett radios to be placed with the 12 counties of the All Hazard Council's Region 5, the Georgia Ports Authority and Fort Stewart.
- 3. The consolett radios will allow jurisdictions with older radio technology to join the Georgia Interoperability Network (GIN) and to allow their dispatch personnel to communicate with the Southeast Georgia Regional Radio Network (SEGARRN).
- 4. County Attorney's Office is assisting with Conveyance documentation for Chairman's signature upon Board Approval.

FUNDING: No Funding Required

ALTERNATIVES:

- 1. Board approval to convey, via Bill of Sale, 14 Motorola XTL5000 consolett radios to the 12 Counties of All Hazard Region 5, Ft. Stewart, and the Georgia Ports Authority through I.C.S.
- 2. Provide staff other direction.

POLICY ANALYSIS: It is consistent with the Board's contractual duty to comply with all requirements of the grant.

RECOMMENDATION: Staff recommends approval of Alternative 1.

I.C.S. APPROVAL _____
LEWIS LEONARD

BUDGET APPROVAL _____
TOM DRANE

PREPARED BY _____
PURCHASING AGENT

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XI. FIRST READINGS

Proposed changes to ordinances must be read or presented in written form at two meetings held not less than one week apart. A vote on the following listed matters will occur at the next regularly scheduled meeting. On first reading, presentation by MPC staff and discussion only by Commissioners will be heard. Comments, discussion and debate from members of the public will be received only at the meeting at which a vote is to be taken on one of the following listed items.

Chairman Liakakis said, no First Readings.

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XII. SECOND READINGS

- 1. AMENDMENT TO ADJUST THE MAXIMUM TOTAL BUILDING PERMIT FEE TO ADEQUATELY COVER THE COST OF PROVIDING THE DEPARTMENTAL SERVICE. THIS ACTION AMENDS THE CODE OF CHATHAM COUNTY, CHAPTER 20, ARTICLE III: PERMIT FEES, AND THE CHATHAM COUNTY REVENUE ORDINANCE, ARTICLE T, SECTION 1.**

Chairman Liakakis said, Second Readings, Item 1, Amendment to adjust the maximum total building permit fee to adequately cover the cost of providing the department service. This action amends the Code of Chatham County, Chapter 20, Article III: Permit Fees, and the Chatham County Revenue Ordinance, Article T, Section 1. Greg [Anderson]?

Director of Building Safety & Regulatory Services Gregori Anderson said, good morning. What's before you this morning is a Amendment to the County Revenue Ordinance, as well as the County code to reflect and to consider the cost of providing services to this community. Fifteen years ago we added a cap to the permit fees at \$40,000 as a – as a gesture to not only recognize what it costs to provide the service, but also to assist in the stimulation of development in this community. Evaluating of this – of this – this amount after fifteen years, we've determined that the cost to provide the service has certainly increased in fifteen years. What we're proposing today is to increase that cap from \$40,000 to \$100,000. Now, this will only affect projects who are seeking building permits in the County that have a construction value of \$5.5 million or above. So this will not affect the – the certainly any of the residential construction in this community, will not affect some of the mid-range commercial construction in this community. It only will affect some of the larger projects that will require a higher level of service from our department to provide not only field inspection services, but plan review, as well. So that's the proposal before you this morning.

Chairman Liakakis said, Gregori, y'all do a – an excellent job in your particular department, but it's not only inspections, you know, and the things with building and construction and whatever it might be, is that you also issue license – business license at – at your location. Well, when you work on this and somebody ask what is the cost – I mean how much money you have coming in to operate the inspections department, you separate – you need to separate the business license from the inspection license because business license has nothing to do with inspections whatsoever, and so that money should not be used under any circumstances to show how much income – you do the income coming in to your department and the way it is financed separately from the business license, and that way, I think it will help you too, because we see that business license should not be a determination of, you know, helping in your department.

Mr. Anderson said, that – that's correct, Mr. Chairman. Certainly, we – we do that right now. Our building permit and plan review and field inspection function is classified as an Enterprise Fund.

Chairman Liakakis said, okay.

Mr. Anderson said, so just the fees that are generated by that function are what's used to fund that function. This – this cap is affected by that. Certainly our business license and occupational tax division is a separate counting system, a separate tracking system, and a separate cash deposit and – and – and account system. So the funds are not co-mingled. They are not used to support any other function other than the occupational tax function. As a matter of fact, they are two different classifications even under Georgia law. The occupation tax is indeed a tax and has a certain requirements that by state law we cannot co-mingle those funds whereby permit function is a user fee. So they are two different classifications that require us to separate those – those dollars.

Chairman Liakakis said, very good. Need a motion on the floor. Oh, excuse me, go ahead.

Commissioner Shay said, quick discussion and then I'll make a motion. In – in my life as an architect, I – I – I live with one foot in your world as a – as a inspections director and somebody who's trying to make sure that everything that gets designed and constructed in Chatham County's unincorporated special service district meets these high standards, and I will tell you – all of you, the – the level of complexity has more than doubled in the last fifteen years. It's probably increased tenfold. The fact that you keep up with all this stuff and keep architects like me on the ball, so that when we submit those plans to you that they – they meet all these requirements is – is pretty amazing. To – to raise the cap from 40,000 to 100,000 is – is not – it's a burden but on projects, I guess it would be between 5.5 million and \$13.65 million, but it still would mean that \$100,000 would cap the amount for everything over – I'm – I did the math here on my – about \$13.5 million, so very, very large scale projects would still bump into this cap. I think this is a very reasonable thing that you've proposed. I know that regulatory burdens are difficult on – on all of us, especially designers and – and builders, but not being able to get the inspections when you need or not getting a good plan review so that you actually make a mistake that gets built is worse. So, I'll make a motion in favor of this.

Chairman Liakakis said, Helen [Stone] did you want to second it?

Commissioner Stone said, I'll second the motion –

Chairman Liakakis said, all right. Go ahead.

Commissioner Stone said, – and I just – I just have a quick question. I'm not opposed to this from – from what I'm

hearing, but I was wondering if – is this comparable to communities this size in other places or are we setting the bar a lot higher? I mean, I just don't want to discourage development of this nature, but I want to, you know, at the same time make sure that you have adequate funds to run your department. I just wanted to see if this is somewhat comparable to some of the other communities of this population?

County Attorney Hart said, we generally do not set those fees on comparability to other communities simply because we make that a cost-base allocation and our cost is our cost, and it can't be exact because it's such a broad thing, but, no, if you look at it globally, I don't think we're out of line with anybody else.

Commissioner Stone said, that's all I wanted – I mean I didn't want to discourage people from coming here by bumping the fee up to a point that they could go somewhere else and – and do better, so that – that was just a concern that I had.

Mr. Anderson said, quite frankly, Commissioner, we've done our research on this over – over years, and – and we find not only in the State of Georgia but across the country many departments don't have a cap –

Commissioner Stone said, okay.

Mr. Anderson said, – so you pay whatever you pay –

Commissioner Stone said, that's helpful.

Mr. Anderson said, so that –

Commissioner Stone said, I just wanted to ask the question.

Mr. Anderson said, certainly. Certainly.

County Manager Abolt said, to – I just – to underline what Greg just said, this – this department is highly professional, as Commissioner Shay said, but it's also very inexpensive. And when you compare it to other jurisdictions just down Bull Street, as you know, it was only after a court challenge by the homebuilders were we forced to limit fees which if you just look down Bull Street are a whole lot higher. And we have – we have an Enterprise Fund, the Building Safety Fund, that's in dire straights. Remember we cut 45% of his budget out and – and we are on the brink of having to cut more unless something is done, and this is coming along obviously at the time we're also going to have permits coming in for the detention center.

Chairman Liakakis said, Brittany [Miller]?

Youth Commissioner Brittany Miller said, does the person or the business applying for the permit pay for it or does that money come from the County?

Chairman Liakakis said, Greg.

Mr. Anderson said, depending upon – if it's a county project, then the – the funding for that project is what pays for that permit. If it's a private development then either the developer or the owner pays for the permit. Okay?

Youth Commissioner Miller said, thank you.

Commissioner Thomas said, good question.

Chairman Liakakis said, okay. We have a motion on the floor and a second for approval. Let's go on the board. Motion passes.

ACTION OF THE BOARD:

Commissioner Shay moved to approve an Amendment to adjust the maximum total building permit fee to adequately cover the cost of providing the departmental service. This action amends the Code of Chatham County, Chapter 20, Article III: Permit Fees, and the Chatham County Revenue Ordinance, Article T, Section 1. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: XII-1
AGENDA DATE: February 25, 2011

TO: BOARD OF COMMISSIONERS

THROUGH: R. E. ABOLT, COUNTY MANAGER

FROM: GREGORI S. ANDERSON, DIRECTOR OF BUILDING SAFETY AND
REGULATORY SERVICES

ISSUE

Adjustment of the maximum total building permit fee to adequately cover the cost of providing the departmental service.

BACKGROUND

The current \$40,000 permit fee maximum was approved by the Board of Commissioners January 6, 1995.

FACTS AND FINDINGS

1. The total building permit fee includes the administrative, plan review and field inspection costs.
2. The administrative fee represents the data entry, administrative processing and permit issuance activity.
3. The plan review fee covers the multiple disciplined, internal code compliance plan review activity.
4. The inspection fee covers the multiple disciplined field construction inspection process.

FUNDING

Modification of the fee structure will lead to revenues for the Building Safety and Regulatory Services Enterprise Fund. It will improve its revenue position in meeting fiscal 2011 revenue estimates.

ALTERNATIVES

1. Approve Amendments
2. Provide direction to staff

POLICY ANALYSIS

The total permit fee represents the cost to provide the departmental construction development service. The maximum permit fee was established fifteen years ago and does not cover the cost of the service for large projects. The proposed adjustments will cap the fee for construction projects with over a five and one half million dollar construction valuation. The adjustment will realign the maximum fee with the up to date cost of providing the service and provide additional revenue generating potential for the enterprise fund.

RECOMMENDATION

Alternative #1, Approve the amendments.

STATE OF GEORGIA)
)
 COUNTY OF CHATHAM)

AMENDMENT TO THE CODE OF CHATHAM COUNTY, GEORGIA

AN ORDINANCE TO AMEND THE CODE OF CHATHAM COUNTY, GEORGIA 1989 AMEND TO PROVIDE A MAXIMUM FEE FOR BUILDING PERMITS; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CHATHAM COUNTY COMMISSIONERS IN REGULAR SESSION AS FOLLOWS TO WIT.

CHAPTER 20

ARTICLE iii

DELETE:

§20-308 Permit Fees. On all new buildings, structures or alterations requiring a building permit, as set forth in Section A103.1 of the Standard Building Code and Section R-111 of the CABO One and Two Family Dwelling code, the fee shall be paid as required at the time of issuance in accordance with the following schedule: \$3.50 per thousand dollars of construction value. (Amended 12/17/99)

ADD:

§20-308 Permit Fees. On all new buildings, structures or alterations requiring a building permit as set forth in Section 101.2 of the International Building Code, the fee shall be paid as required at the time of filing application in accordance with Article T, Section 1(a) of the County Revenue Ordinance.

The total building permit fee is not to exceed \$100,000.00. The total building permit fee shall include the permit fee and the plan review fee, where applicable.

Effective this _____ day of _____, 20____

CHATHAM COUNTY COMMISSION

Pete Liakakis, Chairman

DEPUTY CLERK OF COMMISSION

ATTEST:

FRANCES Q. RASMUSSEN

STATE OF GEORGIA)
)
 COUNTY OF CHATHAM)

AMENDMENT TO THE CODE OF CHATHAM COUNTY, GEORGIA

AN ORDINANCE TO AMEND THE REVENUE ORDINANCE OF CHATHAM COUNTY, GEORGIA, AMEND TO PROVIDE A MAXIMUM FEE FOR BUILDING PERMITS; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CHATHAM COUNTY COMMISSIONERS IN REGULAR SESSION AS FOLLOWS TO WIT.

REVENUE ORDINANCE

Article T. Inspection Fees

Section 1 Building Inspection Fees

a. Permit Fees -- On all new buildings, structures or alterations requiring a building permit, as set forth in Section 101.2 of the International Building Code, the fee shall be paid as required at the time of filing application in accordance with the following:

- (1) Residential Construction: Six dollars (\$6.00) fee per one thousand dollars (\$1,000.00) of construction value, with a minimum fee of thirty dollars (\$30.00). Construction value is calculated by multiplying the square footage by eighty dollars (\$80.00)
- (2) Commercial Construction: Seven dollars (\$7.00) fee per one thousand dollars (\$1,000.00) of construction value, with a minimum fee of thirty dollars (\$30.00). Construction value is calculated by multiplying the square footage by one hundred dollars (\$100.00).
- (3) The residential and commercial plan review fee of \$2 per thousand will be collected up front and the remainder permit and inspection fee will be collected when the permit is issued. This is a non-refundable fee and is considered part of the permit fee.

The total building permit fee is not to exceed \$100,000.00. The total building permit fee shall include the permit fee and the plan review fee where applicable.

Effective this _____ day of _____, 20_____

CHATHAM COUNTY COMMISSION

DEPUTY CLERK OF COMMISSION

PETE LIAKAKIS, CHAIRMAN

ATTEST: FRANCES Q. RASMUSSEN

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2. TO REQUEST THE BOARD TO AUTHORIZE THE COUNTY ATTORNEY AND THE SAVANNAH-CHATHAM METROPOLITAN POLICE DEPARTMENT (SCMPD) TO DRAFT AN ORDINANCE THAT IS COMPARABLE TO THE STATE LAW GOVERNING THE ANCHORING OR MOORING OF SHRIMP BOATS IN CHATHAM COUNTY'S RIVERS.

Chairman Liakakis said, Item 2, to request the Board to authorize the County Attorney and the Savannah-Chatham Metropolitan Police Department (SCMPD) to draft an ordinance that is comparable to the State law governing the anchoring or mooring of shrimp boats in Chatham County's rivers.

County Attorney Hart said, we were directed to go in and raise the fines on these shrimp boats that are illegally moored, and in the process of doing the work, we came across the fact that the Boater Safety Act had been somewhat amended, and as part of that amendment process they declared that you can have no local ordinance that is more strict than the Boater's Safety Act. So, we've got provisions that will take care of that in the Boat – Boat Safety Act. I did not see any benefit at all in creating a duplicate ordinance under the County. So what we did is we recommended fine – amending the Revenue Ordinance, and we made the base fine \$800 plus when you add the fees it comes to \$1,000, and under the statute that is the maximum that we can do.

Chairman Liakakis said, and one of the things on this too, maybe that will encourage some of those boat owners if they get this fine immediately that they won't leave their boat in waters around the County because unfortunately sometimes they block – it causes a blocking of the channel to some degree and they just leave it there. They just take their boats, put it in that particular position in the water, and leave it and never come back to it, and what has happened in the past is the State has paid for that – the removal but they have cut out that cost factor, and it leaves the burden on Chatham County. So hopefully this will help. Helen [Stone]?

Commissioner Stone said, thank you, Mr. Chairman. This has been a huge problem in my district. I know that there are some shrimp boats moored near the intercoastal waterway. They're not properly illuminated in the evening at all times. They pose a – a safety threat simply by virtue of the fact that they could break loose at any time and damage people's property, whether it be their docks or their personal boats or whatever it happens to be. And I – I don't understand why the State allows people to abandon boats in our rivers and then they become our problem. And I'm – I'm very grateful to see that we're going to do something a little stricter with this ordinance in hopes that instead of people deciding to – to leave these vessels that are not even in use out in our river ways it – it – this might be an incentive to get them to move the vessels or at least have us move them before they sink and then really become a

problem with the diesel fuel and in some cases the outriggers that poke up through the water that can pose a safety hazard to boats that are going up and down the river. But we don't allow people to leave abandon vehicles on the side of our roads, and I do not know why they – the State allows people to leave abandon vehicles in our river – rivers – abandon vessels, I guess is the correct term. So I see this as a step in the right direction. I would like to add that these people that – that leave these vessels out there, often times they're not insured. So, if they damage somebody else's property, there's no recourse. And, I think that it's time to take a look at this and maybe look at what other areas like Florida or up and down the coast, what they're doing to prevent this because I see this as an ongoing problem, and it's probably going to get worse as people abandon – especially these – these large shrimp boats that they're not using anymore. Thank you, Mr. Chairman.

Chairman Liakakis said, Patrick [Farrell]?

Commissioner Farrell said, yeah, I'd like to reiterate also that, you know, not only is it a problem in the First District but it's a problem in the Fourth District around all the Wilmington Islands, and Talahi and Whitemarsh, and we have a difficult situation with people not taking care of their vessels properly and mooring them, and, you know, we're only a short time away before another vessel takes on water and wants to sink and the – the State for whatever reason, budgetary most likely, does not have a plan that I'm aware of for handling these vessels. The County was working on a plan in the past and that's been walked away from. So, you know, these are state waters. The state does claim all responsibility for what's going on out there, and I would like to encourage our coastal legislators to look closely into this while they're in session and come up with a plan of action for when these vessels start taking on water or sinking. It's – we found through the former police chief that it was much less expensive to deal with a vessel that's taking on water to quickly pull it somewhere and get it on land and disassemble it than it was to let it go to the bottom where the expense could be as much as ten times as much to – to – to extrapolate that vessel and put it in its proper place. So, you know, we have a ongoing problem. This hopefully will get some boat owners' attention. Unfortunately, it's folks with – with less available funding that tend to leave their problems out in our – in our pristine estuaries, and I would like to speak out in protection of those beautiful places that we do not pollute them with vessels that are falling apart and on the verge of sinking. Thank you.

Chairman Liakakis said, Robin [LaGuerre]?

Youth Commissioner Robin LaGuerre said, what is the maximum amounts of fines that would be issued?

Chairman Liakakis said, \$1,000.

County Manager Abolt said, per occurrence.

Chairman Liakakis said, per, you know, for each incident. Jon, how about let's doing this, let's see about getting some state legislation that will put criminal charges –

County Attorney Hart said, it is a –

Chairman Liakakis said, – on there in certain incidents.

County Attorney Hart said, the Boat Safety Act already provides for confinement up to one year.

Chairman Liakakis said, it has that now?

County Attorney Hart said, yes, sir.

Chairman Liakakis said, okay. Patrick [Shay]?

Commissioner Shay said, well I hear both my fellow Commissioners, I – I used to have a lot of shrimp boats in my district over there in Thunderbolt, but times have changed and the shrimp boats have moved out further toward the ocean. I'd like to make a motion in favor of the ordinance –

Commissioner Stone said, second.

Chairman Liakakis said, okay. Let's go on the board. Oh – go ahead Nikkia.

Youth Commissioner Nikkia McNeal said, just for verification, are you talking about just shrimp boats or personal boats?

County Attorney Hart said, it would cover both.

Commissioner Stone said, both.

Commissioner Shay said, any kind of vessel.

Commissioner Farrell said, any kind of vessel, but the ones we're currently having problems with in Chatham County are the older shrimp boats that, you know, they're just not valuable enough to sell, and somebody doesn't really want to put the money into them, and they're really kind of betwixed and between –

County Attorney Hart said, it costs them too much to get rid of them.

Commissioner Farrell said, – and they – sometimes they go to the bottom and it's not a good – a good thing for our environment.

Commissioner Kicklighter said, could you not tow them out and sink them where the reef is at? Take the gas out and the oil out?

County Attorney Hart said, yes – yes you can if you've got a lot of money.

Commissioner Farrell said, if you've got enough money to tow them out there.

County Attorney Hart said, the problem you got is you got shrimp boats that were built in the '50s that were designed for 20-25 years that are going on double their life, and, you know, we can go out and levy on boats for debts, but once you do that, you got to do something with the boat, and before you do that you got to get the Coast Guard in and you got to remove all of the contaminants that are on the boat, and believe me there are a bunch of contaminants on those boats, and then you've got to take the boat down. You've got two choices, you can either take the boat down, tear it down, and then most of the time it's contaminated enough that you have to put it in a special kind of land fill. So, when you get through with that, you've got yourself about a \$50,000 boat tow.

Commissioner Kicklighter said, how – how many boats are we talking about? Right now?

Commissioner Farrell said, is the police chief available? He did a study on all the boats –

County Attorney Hart said, yeah, yeah, we had a list of them.

Commissioner Kicklighter said, I mean, I think it's great that we're doing it –

Commissioner Farrell said, I would say dozens.

Commissioner Kicklighter said, I'm just curious if it's –

County Manager Abolt said, it was – it was in – it was in the staff report some high profile ones. We've had a series of them. But to highlight what Jon – what the attorney just said, we – we found out that once we latch on to it, let's say we want to be good Samaritans and we want to do something with it, it's ours.

Chairman Liakakis said, let's do this then, Russ, get the information. How many we know that's out there.

County Manager Abolt said, sure.

Chairman Liakakis said, and send that information by letter to all of the Commissioners. Okay? All right.

ACTION OF THE BOARD:

Commissioner Shay moved for approval of the Board to authorize the County Attorney and the Savannah-Chatham Metropolitan Police Department (SCMPD) to draft an ordinance that is comparable to the State law governing the anchoring or mooring of shrimp boats in Chatham County's rivers. Commissioner Stone seconded and the motion carried unanimously. [NOTE: Commissioner Odell was not present].

AGENDA ITEM: XII-2
AGENDA DATE: February 25, 2011

TO: Board of Commissioners
THRU: Russ Abolt, County Manager
FROM: Willie C. Lovett, Chief of Police

ISSUE:

To request the Board to authorize the County Attorney and the Savannah-Chatham Metropolitan Police Department (SCMPD) to draft an ordinance that is comparable to the State Law governing the anchoring or mooring of shrimp boats in Chatham County's rivers.

BACKGROUND:

In 2009, shrimp boats without proper lighting began docking in the rivers of Chatham County. Apparently, this became the practice of the vessels' captains to avoid docking fees while waiting for the shrimping season to begin. After the concerns came to the attention of the SCMPD, the Marine Patrol Unit was deployed to monitor and cite violators.

FACTS AND FINDINGS:

1. SCMPD has considerable time to responding to complaints of shrimp boats not being properly illuminated at night.

- 2. Chatham County has no ordinance in place that addresses vessels anchored or moored in rivers in the County.
- 3. Currently, Marine Patrol Officers enforcing infractions are using OCGA 52-7-11(7)(d) Vessels at Anchor, which states, *All vessels at anchor, except those anchored or moored within marinas or other designated anchorages, shall display a 32 pint white stern light during hours of darkness or low visibility.*
- 4. The majority of complaints focused on two shrimp boats, the Dammit and the Po Boy Too, which were not illuminated at night. These two vessels are habitual violators of the State law.
- 5. Recorder's Court Judge Claire Williams has required a court appearance for all future violations imposing the maximum fine of \$1000.
- 6. Approximately fifteen (15) citations have been written for violations of OCGA 52-7-11(7)(d).
- 7. The minimum fine for the violation is \$129 plus court cost with a maximum fine of \$1000.

ALTERNATIVES:

- 1. Direct the County Attorney to work with the SCMPD to draft an ordinance comparable to State Law.
- 2. Do not direct the County Attorney to work with SCMPD to draft an ordinance comparable to State Law.
- 3. Direct the Marine Patrol Unit to continue to monitor this situation and take the necessary action as allowed by law as violations occur.

FUNDING:

No funding required.

POLICY ANALYSIS:

It is in the best interest of the County to adopt a similar ordinance to State Law. The approved ordinance would give the SCMPD Marine Patrol Officer more leverage to address future violations.

RECOMMENDATION:

It is recommended that the Board adopt Alternative 1.

STATE OF GEORGIA)
)
 COUNTY OF CHATHAM)

REVENUE ORDINANCE OF CHATHAM COUNTY

AN AMENDMENT TO ARTICLE VII OF THE CHATHAM COUNTY REVENUE ORDINANCE

BE IT ORDAINED by the Chatham County Board of Commissioners as follows:

The Board of Commissioners of Chatham County do hereby amend the Chatham County Revenue Ordinance "Article VI, Title 52 Waters off the State, Ports and Watercraft Violations ("General Violations)" of Georgia Code Section 52-7-11(d) so as to delete the Base Fine of \$60.00 and Fine + Fee of \$121.00 and to insert in lieu thereof the following:

"General Violations	Base Fine	Fine + fees
52-7-11(d) Failure to Display Proper Lights while	\$800	\$1,000"

Adopted this _____ day of _____, 2011.

CHATHAM COUNTY, GEORGIA

BY: _____
 Pete Liakakis, Chairman
 Board of Commissioners

ATTEST: _____
 Deputy Clerk of Commission
 [S E A L]

=====

ORDER OF THE AGENDA

Interim County Clerk Janice Bocoock said, Mr. Chairman, y'all never voted on Number 7, the Pennyworth Island, you got distracted and didn't finish the vote.

Chairman Liakakis said, Number 7?

Interim County Clerk Bocoock said, we started the vote. We didn't finish the vote.

Commissioner Shay said, all right. Well, if you'll clear the Board, I'll call for the vote. Mr. Chairman, I'd like to call for the vote on Item Number 7 on Pennyworth Island.

Commissioner Farrell said, second.

Chairman Liakakis said, I thought we voted on that.

Interim County Clerk Bocoock said, no, sir.

Commissioner Farrell said, I thought we did too.

Chairman Liakakis said, yeah, we – we really voted on that, Janice.

Commissioner Shay said, all right. We're gonna – we're gonna –

Chairman Liakakis said, but we'll do it again.

Commissioner Shay said, – confirm that vote. It was unanimous before and it's unanimous again.

Commissioner Kicklighter said, I think I'm gonna vote against it this time.

Commissioner Shay said, are you this time? Okay. All right. Well.

Chairman Liakakis said, okay. All right. Motion passes.

ACTION OF THE BOARD:

Commissioner Shay moved to approve adoption of a management plan developed by the Chatham County Resource Protection Commission for the Pennyworth Island Preserve, a property purchased by Chatham County in 2009 for conservation land. Commissioner Farrell seconded and the motion carried unanimously. [NOTE: Commissioner Odell was not present.]

AGENDA ITEM: X-7
AGENDA DATE: February 25, 2011

TO: BOARD OF COMMISSIONERS
THRU: R. E. ABOLT, COUNTY MANAGER
FROM: THOMAS L. THOMSON, EXECUTIVE DIRECTOR

ISSUE:

The adoption of a management plan developed by the Chatham County Resource Protection Commission (CCRPC) for the Pennyworth Island Preserve, a property purchased by Chatham County in 2009 for conservation land.

BACKGROUND:

The Chatham County Resource Protection Ordinance, established by the Chatham County Board of Commissioners in 2008, states that the CCRPC must adopt a Site Acquisition Policy that addresses the management of protected properties.

In March 2009, the CCRPC adopted a Site Acquisition Policy, which states that the Resource Protection Professional and the Technical Advisory Committee will develop management plans for each property acquired or protected by Chatham County for resource protection.

The Resource Protection Professional, along with members of the CCRPC Technical Advisory Committee, has developed a management plan for the Pennyworth Island Preserve, a property previously purchased by Chatham County for conservation land. The CCRPC is now recommending the Plan to the Chatham County Board of Commissioners for adoption.

FACTS AND FINDINGS:

1. In December 2009, Chatham County purchased Pennyworth Island, a 174.49 acre island located within the Back River portion of the Savannah River, northeast of Hutchinson Island and immediately west of the portion of the U.S. Highway 17A bridge between Hutchinson Island and South Carolina. The property,

now known as Pennyworth Island Preserve, was purchased with funds allocated through the Chatham County Greenspace Fund and was therefore set aside as conservation land.

2. Pursuant to the Site Acquisition Policy, the Resource Protection Professional, along with members of the CCRPC Technical Advisory Committee, completed an assessment of the Pennyworth Island Preserve detailing the property's values and needs and used this information to develop the Pennyworth Island Preserve Management Plan.
3. The Pennyworth Island Preserve Management Plan provides a description of the site (i.e. its location, characteristics, and land use history) and the legal terms of the property.
 - a. The site is composed of 169.66 acres of brackish tidal marsh and 4.83 acres of uplands. In addition, several dikes, built during the Island's tenure as a rice plantation, dissect the marsh.
 - b. The property served as a rice plantation from 1815 to 1894 and provided a seasonal residence for several of its prominent owners, including James Hamilton, Jr., who served as mayor of Charleston (1822), Congressional representative for South Carolina (1822 to 1829), and governor of South Carolina (1830 to 1832). Hamilton also had Calvin Emmons, the inventor of the threshing machine, test out his apparatus on Pennyworth Island.
4. The Management Plan details the management objectives, the allowed uses of the site, and enhancement opportunities.
 - a. The primary objectives for the management of Pennyworth Island Preserve are to keep the property in its natural state, preserve and interpret the cultural history of the Island, and to preserve the functions of the wetlands located within the site.
 - b. The 169.66 acres of brackish tidal marsh are to be strictly preserved, so that no human uses are allowed in this area, with the exception of archaeological study at the request of Chatham County.
 - c. The Island shall be closed to the general public with the exception of organized educational tours, which must first obtain a permit from Chatham County Public Works and Park Services prior to visiting the Island.
 - d. Enhancement opportunities include the creation of a perpetual conservation easement and monitoring trail, development of educational/informational signs and an invasive species removal program, and the execution of an archaeological survey. If there is significant demand from the general public to visit the Preserve, the creation of a small dock may also be considered.
5. Staff of Chatham County Public Works and Park Services reviewed the Plan in January 2011 and provided comments.
6. On January 20, 2011, the Chatham County Resource Protection Commission reviewed the updated Pennyworth Island Preserve Management Plan and voted to recommend it to the Chatham County Board of Commissioners for Adoption.

FUNDING:

No funding is required to adopt the Pennyworth Island Preserve Management Plan. Any funds needed to implement measures suggested in the Management Plan will come from Chatham County's Greenspace Fund and possible grants.

POLICY ANALYSIS:

The purpose and intent of the Chatham County Resource Protection Ordinance is to establish a uniform procedure to provide the protection in perpetuity for the use of areas with significant natural, historic, cultural, or aesthetic interest or value and for the use of areas which protect current or future sources of potable water. Developing management plans for properties protected by Chatham County will ensure that the natural, historic, cultural and aesthetic values of each property are perpetually preserved and maintained.

RECOMMENDATION:

The Chatham County Resource Protection Commission recommends the adoption of the Pennyworth Island Preserve Management Plan by the Chatham County Board of Commissioners.

District 8

PREPARED BY: Joanna H. Bounds
Resource Protection Professional

February 15, 2011

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Chairman Liakakis said, I'd like to thank Professor Beth Concepcion for being here today representing Savannah College of Art and Design, and we thank each and everyone of you for coming today, because, let me tell you, you are going to one of the best colleges that you can go to, and they have grown in leaps and bounds, and not only in our area but Atlanta, over in Asia, and, of course, in Europe. So we thank you for coming today. We hope that you learned a little bit today, and if we can ever help, just give us a call. Thank you.

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Chairman Liakakis said, and, go ahead, Nikkia.

Youth Commissioner McNeal said, I have another quick question. With the boats, are they like licensed or tagged so you can find the owner of the boats?

County Attorney Hart said, you can –

Commissioner Stone said, no.

Chairman Liakakis said, no, that’s already in there. No, what it was is to increase the amount of fine for the – the owner of the boat that has left it there.

Commissioner Kicklighter said, some probably do remove the identification things –

Youth Commissioner McNeal said, okay.

Commissioner Kicklighter said, – but when they were actually in use they had to have something to identify them by.

Youth Commissioner McNeal said, okay.

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XIII. INFORMATION ITEMS

1. PROGRESS REPORT ON GENERAL FUND CONTINGENCY ACCOUNT - M&O AND THE SPECIAL SERVICE DISTRICT (SEE ATTACHED).

ACTION OF THE BOARD:

A status report was attached as information.

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2. LIST OF PURCHASING ITEMS BETWEEN \$2,500 AND \$9,999 (NOTE: NONE FOR THIS AGENDA).

**AGENDA ITEM: XIII-2
AGENDA DATE: February 25, 2011**

List of Purchasing Items between \$2,500 and \$9,999
That Do Not Require Board Approval

<u>ITEM</u>	<u>DEPT.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>FUNDING</u>
32 - 4 drawer legal file cabinets with locks	Child Support	Mason's, Inc.	\$6,200	Child Support Enforcement
Demolition of fencing in the sallyport area	Special Projects	B & B Demolition (MBE)	\$3,800	SPLOST (2008-2014) - Courthouse Project

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3. ROADS AND DRAINAGE REPORTS.

A status report was attached as information.

**AGENDA ITEM: XIII-3 ROADS
AGENDA DATE: February 25, 2011**

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Leon Davenport, P.E., Assistant County Engineer

ISSUE: To provide information on the status of Chatham County road projects.

BACKGROUND: Funding priorities for projects using Federal aid are established in the State Transportation Improvement Program (STIP). For awarded construction contracts, this report provides the latest scheduled completion dates.

FACTS AND FINDING:

1. Truman Parkway, Phase 5. Construction underway. Estimated completion December 2013.
2. Diamond Causeway. The Georgia Department of Transportation (GDOT) awarded a design/build contract in 2009 to LPA/United Contracting (joint venture) to construct a two lane high level bridge over Skidaway Narrows to replace the bascule bridge. Construction ongoing with an estimated completion of September 2013.
3. Whitefield Avenue. ROW was certified to the GDOT on June 23. Final Field Plan Review (FFPR) scheduled for December 15, 2010. Letting scheduled for June 2011.
4. Bay Street Widening from I-516 to Bay Street Viaduct. ROW plans approved by GDOT. Right of way acquisitions are on hold pending assessment of alternatives to minimize impacts to historic properties.
5. Local Roads.
 - a. Kings Ferry Boat Ramp roads and parking. Under construction. Ramps and parking area are closed to public use. Board awarded a contract on August 13. Estimated completion date is March 2011.
 - b. Fenwick Avenue/Medford Street. Paving of dirt roads is under construction. Estimated completion is April 2011.
 - c. Wild Heron Sidewalks. Under construction. Estimated completion date is January 2011.
 - d. Intersection improvements at King George Blvd and Grove Point Road. Construction plans complete. Utility relocation in progress. County Contract with GDOT complete. Board awarded a contract on February 11, 2011.
 - e. Billings Road. Design complete. ROW acquisitions complete. Construction contract awarded December 17, 2010.
 - f. Elmhurst Road. Beechwood Road and Ridgewood Road. Design and ROW acquisition complete on Elmhurst and Beechwood. Ridgewood re-design ongoing.

RECOMMENDATION: For information.

Districts All

AGENDA ITEM: XIII-3 DRAINAGE
AGENDA DATE: February 145 2011

TO: Board of Commissioners

THRU: R. E. Abolt, County Manager

FROM: Leon Davenport, P.E., Assistant County Engineer

ISSUE: To provide information on the status of Chatham County drainage projects.

BACKGROUND: For awarded construction contracts, this report provides the latest scheduled completion dates. For projects pending environmental permits, start dates are best estimates. Project scopes include varying degrees of canal widening, bank stabilization, bridges and culverts.

FACTS AND FINDING:

1. Pipemakers Canal. The Pipemakers Canal extends from Bloomingdale to the Savannah River (over 13 miles). The project includes canal widening, bank stabilization, sluice gates and culverts. Construction of the sluice gate structure and channel improvements from SR21 to the Savannah River (Phase 1) was completed in 2005. Construction of Phase 2A which includes improvements from Phase 1 to Dean Forest Road is underway.
2. Hardin Canal. The Hardin Canal extends from Bloomingdale to Salt Creek near US 17 (over 12 miles). The project includes canal widening, bank stabilization, bridges and culverts. Projects that replaced culverts at SR 307 (Dean Forest Road) and within the Southbridge golf course area are complete. Staff is investigating permitting issues and the need for further improvements.
3. Golden Isles. The project will relieve neighborhood drainage issues including structural flooding of homes with the construction of an upgraded storm sewer system. Design work is completed. Agency review and permit applications are underway. Staff expects to advertise the project for bids by Spring 2011.

4. Wilmington Park Canal. The Wilmington Park Canal extends from North Cromwell Road to the Wilmington River (about 1.4 miles). The project includes canal widening, bank stabilization and culverts. Projects including new culverts with tide gates and rip rap erosion protection are complete. Design work is underway on the design of five undersized culverts along the canal.
5. Queensbury Drainage Improvements. The project area is south of Montgomery Cross Road and west of Ferguson Avenue (includes Tara Manor, Ennis Mobile Home Park-Elmhurst Court, and the Forest City Gun Club.) At its January 14, 2011 meeting the Board approved a construction contract to improve drainage from the Tara Manor area and a mobile home park. Staff is investigating additional improvements that are needed.
6. Kings Way Canal. The Kings Way Canal extends from the Kingswood Subdivision to Whitefield Avenue (about 0.7 miles). The project includes canal widening, bank stabilization and culverts. Construction of drainage improvements along the perimeter of the subdivision is substantially complete
7. Louis Mills/Redgate Canal. The Louis Mills and Redgate Canals are tributaries to the South Springfield Canal. Work to upgrade an additional culvert is underway. Construction of drainage improvements from the CSX railroad to a point upstream of Garrard is complete. Staff is reviewing alternative concepts to extend needed drainage improvements within the system.
8. Ogeechee Farms Area. The Ogeechee Farms project includes improvements to canals and culverts. Phase 1 was completed in July 2005 (piped in about 0.2 miles of channel south of Vidalia Road and replaced a road crossing at Waynesboro Road). Phase 2 was completed in June 2010 (replaced several undersized culverts along Vidalia Canal south of Vidalia Road). Design of improvements at Yemassee Road and Ridgeland Road is underway.
9. Quacco Canal. The Quacco Canal extends from the little Ogeechee River to the Regency Mobile Home Park (about 4 miles). The project includes canal widening, bank stabilization, culverts, and providing access for maintenance. Construction of drainage improvements serving the Willow Lakes area and Regency Mobile Home Park area are substantially complete and operational. Staff expects cleanup and restoration to be complete by April 2011.
10. Laberta-Cresthill Area. The project will relieve flooding within the Cresthill Subdivision. An engineering firm evaluated the storm water drainage system and the outfall to Hayner's Creek. Final design plans and required permitting are expected to be complete by March 2011.
11. Norwood Drainage Outfalls. The project will improve drainage capacity and access for maintenance. A project to improve drainage capacity and access for maintenance at Norwood Place is being advertised for construction bids. Staff expects to present the Board with a recommendation for award of a construction contract in March 2011. Design work is also underway for the outfall at Skidaway Road.
12. Henderson/Gateway. Drainage is provided by the Little Neck Canal and the Henderson Branch Canal (combined length 2 miles). Development of the subdivisions led to increased rates and volumes of storm water runoff which the canals cannot handle. A construction to replace the golf cart culvert and culvert at Henderson Oaks Drive is complete and operational. Work included in a change order approved by the Board on December 17, 2010 is underway.
13. Shipyard-Beaulieu Area. The project will be accomplished in phases. The first phase replaced the storm drain pipe at Beaulieu Avenue and was completed in January 2010. The second phase will replace three undersized storm drain pipes and reshape the existing ditch. Staff is in the process of acquiring required easements for access, construction, and maintenance.
14. Grange Road Canal. The project to relieve flooding extends from Pipemakers Canal to north of Grange Road (about 1.8 miles). The original concept identified the need for an outfall to the Savannah River within the unopened right of way of Grange Road. In 2007, the GPA requested that the right of way be abandoned for a container berth expansion. Staff is coordinating the County's needs for drainage improvements with GPA's needs to expand.
15. Skidaway Road. The project will improve roadside drainage and address vehicle safety issues along a portion of Skidaway Road near Wormsloe. On December 17, 2010, the Board awarded the construction contract. Construction is underway. Work is expected to be complete by August 2011.
16. LaRoche Culvert. The project includes the replacement of a drainage culvert located under LaRoche Avenue north of Lansing Avenue. The culvert replacement is in response to a deteriorating brick arch culvert with several cracks. Final design work is underway.
17. Lehigh-Shipyard Lane Area. The project will relieve roadside drainage issues causing nuisance flooding in the Lehigh Avenue and Shipyard Lane area. Staff is in the process of acquiring required right of way for construction and maintenance. Final design plans and required permitting are expected to be complete by March.
18. Wahlstrom Road. The project will address drainage and maintenance access along the portion of Wahlstrom Road north of the railroad tracks. The drainage infrastructure in the area received infrequent maintenance in the past due to extensive industrial activities in the area and lack of access. Current work is

directed toward identifying ownership and responsibility of existing infrastructure and locating existing drainage easements and rights of way.

19. Wymberley Area. The project will address inadequate neighborhood drainage including road side ditches, culverts and rear yard areas not accessible for maintenance of public systems. Current work consists of property and jurisdictional wetland delineations to be used to develop preliminary design alternatives.

RECOMMENDATION: For information.
Districts: All

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EXECUTIVE SESSION

Chairman Liakakis said, okay – do I have a motion on the floor to go into Executive Session?

Commissioner Shay said, Mr. Chairman, I'd like to make a motion that we go into Executive Session.

County Manager Abolt said, personnel, litigation, land acquisition.

Commissioner Farrell said, second.

Chairman Liakakis said, all right. Let's go on the board for Executive Session. Priscilla [Thomas]?

Commissioner Kicklighter said, she had to step out.

Chairman Liakakis said, okay. All right. Thank you.

ACTION OF THE BOARD:

Upon motion being made by Commissioner Shay, the Board recessed at 10:30 a.m. to go into Executive Session for the purpose of discussing personnel, litigation, and land acquisition.

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ITEMS FROM EXECUTIVE SESSION

- 1. **REQUEST BOARD APPROVE A MOTION TO AUTHORIZE THE CHAIRMAN TO EXECUTE AN AFFIDAVIT THAT THE EXECUTIVE SESSION WAS HELD IN COMPLIANCE WITH THE OPEN MEETINGS ACT.**

ACTION OF THE BOARD:

Commissioner Farrell moved to approve a motion to authorize the Chairman to execute an Affidavit that the Executive Session was held in compliance with the Open Meetings Act. Commissioner Stone seconded the motion and it carried unanimously. [NOTE: Commissioners Odell and Kicklighter were not present.]

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APPOINTMENTS

- 1. **METROPOLITAN PLANNING COMMISSION**

ACTION OF THE BOARD:

Commissioner Shay moved to reappoint Joseph Welch to the Metropolitan Planning Commission, which term will expire on December 31, 2012. Commissioner Thomas seconded the motion and it carried unanimously. [NOTE: Commissioners Odell and Kicklighter were not present.]

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ADJOURNMENT

There being no further business to be brought before the Commissioners, the Chairman declared the meeting adjourned at approximately 11:40 a.m.

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APPROVED: THIS _____ DAY OF MARCH, 2011.

PETE LIAKAKIS, CHAIRMAN, BOARD OF
COMMISSIONERS OF CHATHAM COUNTY, GEORGIA

JANICE E. BOCOOK, INTERIM CLERK OF COMMISSION